

1 A bill to be entitled
2 An act relating to the Department of Highway Safety
3 and Motor Vehicles; creating s. 83.684, F.S.;
4 authorizing state law enforcement officers to
5 terminate residential leases under certain
6 circumstances; amending s. 316.003, F.S.; defining the
7 term "autocycle"; revising the definition of the term
8 "motorcycle"; conforming a cross-reference; amending
9 s. 316.2397, F.S.; prohibiting vehicles or equipment
10 from showing or displaying red and white lights while
11 being driven or moved; authorizing firefighters to use
12 or display red and white lights under certain
13 circumstances; authorizing active volunteer
14 firefighters to display red and white warning signals
15 under certain circumstances; requiring certain
16 vehicles to use amber lights; amending s. 316.2398,
17 F.S.; prohibiting vehicles or equipment from showing
18 or displaying red and white lights while being driven
19 or moved; authorizing firefighters to use or display
20 red and white lights under certain circumstances;
21 authorizing active volunteer firefighters to display
22 red and white warning signals under certain
23 circumstances; amending s. 316.302, F.S.; revising
24 provisions relating to federal regulations to which
25 owners and drivers of commercial motor vehicles are
26 subject; delaying the requirement for electronic

27 | logging devices for intrastate motor carriers;
28 | terminating the maximum amount of a civil penalty for
29 | falsification of information on certain time records;
30 | deleting the requirement that a motor carrier maintain
31 | documentation of a driver's driving times throughout a
32 | duty period if the driver is not released from duty
33 | within a specified period; providing an exemption from
34 | specified rules and regulations for a person who
35 | operates a commercial motor vehicle with a declared
36 | gross vehicle weight, gross vehicle weight rating, and
37 | gross combined weight rating of less than a specified
38 | amount under certain circumstances; amending s.
39 | 316.3025, F.S.; conforming provisions to changes made
40 | by the act; amending s. 316.614, F.S.; redefining the
41 | term "motor vehicle"; prohibiting a person from
42 | operating an autocycle unless certain safety belt or
43 | child restraint device requirements are met; amending
44 | s. 318.18, F.S.; changing the term "construction zone"
45 | to "work zone" as it relates to enhanced penalties for
46 | unlawful speed; amending s. 320.01, F.S.; revising the
47 | definition of the term "apportionable vehicle";
48 | redefining the term "motorcycle"; amending s. 320.02,
49 | F.S.; requiring an application form for motor vehicle
50 | registration to include language authorizing a
51 | voluntary contribution to be distributed to Preserve
52 | Vision Florida, rather than to Prevent Blindness

53 Florida; amending s. 320.03, F.S.; requiring tax
54 collectors to provide motor vehicle registration
55 services to residents of other counties; amending s.
56 320.03, F.S.; authorizing electronic filing of certain
57 documents after a date certain; revising rulemaking
58 authority; amending s. 320.06, F.S.; providing for
59 future repeal of issuance of a certain annual license
60 plate and cab card to a vehicle that has an
61 apportioned registration; providing requirements for
62 license plates, cab cards, and validation stickers for
63 vehicles registered in accordance with the
64 International Registration Plan beginning on a
65 specified date; authorizing a worn or damaged license
66 plate to be replaced at no charge under certain
67 circumstances; amending s. 320.0605, F.S.; authorizing
68 presentation of electronic documentation of certain
69 information to a law enforcement officer or agent of
70 the department; providing construction; providing for
71 liability; revising information required in such
72 documentation; amending s. 320.0607, F.S.; providing
73 an exemption, beginning on a specified date, of a
74 certain fee for vehicles registered under the
75 International Registration Plan; amending s. 320.0655,
76 F.S.; requiring state-owned motor vehicle to be
77 marked; providing an exception; amending s. 320.08,
78 F.S.; conforming a cross-references; revising

79 provisions regarding eligibility for agricultural
80 license tags; amending s. 320.08068, F.S.; requiring
81 the Able Trust to distribute a specified percentage of
82 the annual use fees from motorcycle specialty license
83 plates to Preserve Vision Florida, rather than Prevent
84 Blindness Florida; creating s. 320.0875, F.S.;
85 providing for a special motorcycle license plate to be
86 issued to a recipient of the Purple Heart; providing
87 requirements for the plate; amending s. 320.089, F.S.;
88 providing for a special license plate to be issued to
89 a recipient of the Bronze Star; making technical
90 changes; amending s. 320.133, F.S.; defining the term
91 "transporter license plate eligible business";
92 revising requirements for the issuance, use, and
93 display of a transporter license plate; providing
94 criminal penalties; providing for disqualification
95 from issuance; providing recordkeeping requirements;
96 providing conditions for cancellation and removal of
97 such plates; amending s. 320.27, F.S.; revising the
98 definitions of "motor vehicle dealer" and "motor
99 vehicle broker"; making technical changes; amending s.
100 321.25, F.S.; providing for reimbursement to the
101 department of tuition and other course expenses for
102 certain training under certain circumstances;
103 authorizing the department to institute a civil
104 action; providing an exception; amending s. 322.01,

105 F.S.; conforming provisions to changes made by the
106 act; amending s. 322.03, F.S.; authorizing operation
107 of an autocycle without a motorcycle endorsement;
108 amending s. 322.051, F.S.; revising eligibility for a
109 "D" designation on an identification card; amending s.
110 322.08, F.S.; requiring an application form for an
111 original, renewal, or replacement driver license or
112 identification card to include language authorizing a
113 voluntary contribution to Preserve Vision Florida,
114 rather than to Prevent Blindness Florida; amending s.
115 322.091, F.S.; revising reporting requirements
116 relating to students whose driving privileges have
117 been suspended; amending s. 322.12, F.S.; exempting
118 the operation of an autocycle from certain examination
119 requirements for licenses to operate motorcycles;
120 amending s. 322.135, F.S.; requiring tax collectors to
121 provide driver license services to residents of all
122 counties; amending s. 322.12, F.S.; revising the
123 allocation of fees from certain driver license
124 examinations; amending s. 322.161, F.S.; providing a
125 short title; revising the period of time in which
126 certain licensees may accumulate points before being
127 issued a restricted driver license by the department;
128 requiring restricted licensees to attend a driver
129 improvement course approved by the department;
130 providing for extension of the restriction period

131 under certain circumstances; amending s. 322.17, F.S.;

132 providing for replacement of a stolen identification

133 card at no charge; amending s. 322.21, F.S.; deleting

134 obsolete provisions; deleting a fee for certain

135 specialty driver licenses or identification cards;

136 revising fee distributions for certain driver license

137 reinstatement services performed by tax collectors;

138 providing for expedited service of a renewal or

139 replacement driver license or identification card;

140 providing for fee disposition; amending s. 322.61,

141 F.S.; providing penalties for texting or using a

142 handheld mobile telephone while operating a commercial

143 motor vehicle; amending s. 715.07, F.S.; providing to

144 whom a towed vehicle may be released to; providing

145 that an original copy of a signed document is not

146 required to release a vehicle; providing applicability

147 of certain changes made by the act; amending ss.

148 212.05, 316.303, 316.545, 316.613, and 655.960, F.S.;

149 conforming cross-references; providing effective

150 dates.

151

152 Be It Enacted by the Legislature of the State of Florida:

153

154 Section 1. Section 83.684, Florida Statutes, is created to

155 read:

156 83.684 Termination of rental agreement by state law

157 enforcement officer.—

158 (1) Any certified member of state law enforcement may
159 terminate his or her rental agreement by providing his or her
160 landlord with a written notice of termination to be effective on
161 the date stated in the notice that is at least 10 days after the
162 landlord's receipt of the notice of termination if any of the
163 following criteria are met:

164 (a) The officer is required to relocate, pursuant to a
165 permanent or temporary assignment;

166 (b) The officer or immediate family member has been
167 subjected to harassment by tenants, management, or members of
168 the general public at, or near this location;

169 (c) The officer or immediate family member has received
170 threats; or

171 (d) The officer's or immediate family member's personal
172 property or State property has been vandalized.

173 (2) Notwithstanding subsection (1), if the officer or
174 immediate family member deems it in his or her best interest to
175 terminate the rental agreement for any reason this provision
176 shall operate as a termination for convenience by the tenant.

177 (3) The notice of termination shall be in writing and sent
178 by either registered or certified mail, return receipt
179 requested, or by facsimile. The notice shall be sent to the
180 address stated in the rental agreement or to the rental office.
181 An official law enforcement agency or local police report
182 documenting threats to the officer or his or her immediate

183 family member shall be sufficient proof for this subsection.

184 (4) Upon termination of a rental agreement under this
 185 section, the tenant is liable only for the rent due under the
 186 rental agreement prorated to the effective date of the
 187 termination payable at such time as would have otherwise been
 188 required by the terms of the rental agreement. The tenant is not
 189 liable for any other rent or damages, assessments, or fees, due
 190 to the early termination of the tenancy as provided for in this
 191 section.

192 (5) The provisions of this section may not be waived or
 193 modified by the agreement of the parties under any
 194 circumstances.

195 Section 2. Subsections (2) through (97) of section
 196 316.003, Florida Statutes, are renumbered as subsections (3)
 197 through (98), respectively, present subsections (41) and (55)
 198 are amended, and a new subsection (2) is added to that section,
 199 to read:

200 316.003 Definitions.—The following words and phrases, when
 201 used in this chapter, shall have the meanings respectively
 202 ascribed to them in this section, except where the context
 203 otherwise requires:

204 (2) AUTOCYCLE.—A three-wheeled motorcycle that has two
 205 wheels in the front and one wheel in the back; is equipped with
 206 a roll cage or roll hoops, a seat belt for each occupant,
 207 antilock brakes, a steering wheel, and seating that does not
 208 require the operator to straddle or sit astride it; and is

209 manufactured in accordance with the applicable federal
 210 motorcycle safety standards provided in 49 C.F.R. part 571 by a
 211 manufacturer registered with the National Highway Traffic Safety
 212 Administration.

213 (42)-(41) MOTORCYCLE.—Any motor vehicle having a seat or
 214 saddle for the use of the rider and designed to travel on not
 215 more than three wheels in contact with the ground, including an
 216 autocycle, and ~~but~~ excluding a vehicle in which the operator is
 217 enclosed by a cabin unless it meets the requirements set forth
 218 by the National Highway Traffic Safety Administration for a
 219 motorcycle. The term "motorcycle" does not include a tractor or
 220 a moped.

221 (56)-(55) PRIVATE ROAD OR DRIVEWAY.—Except as otherwise
 222 provided in paragraph (78) (b) ~~(77) (b)~~, any privately owned way
 223 or place used for vehicular travel by the owner and those having
 224 express or implied permission from the owner, but not by other
 225 persons.

226 Section 3. Subsections (1) and (3) of section 316.2397,
 227 Florida Statutes, are amended to read:

228 316.2397 Certain lights prohibited; exceptions.—

229 (1) A ~~No~~ person may not ~~shall~~ drive or move or cause to be
 230 moved any vehicle or equipment upon any highway within this
 231 state with a ~~any~~ lamp or device thereon showing or displaying a
 232 red, red and white, or blue light visible from directly in front
 233 thereof except for certain vehicles ~~hereinafter~~ provided in this
 234 section.

235 (3) Vehicles of the fire department and fire patrol,
236 including vehicles of volunteer firefighters as permitted under
237 s. 316.2398, may show or display red or red and white lights.
238 Vehicles of medical staff physicians or technicians of medical
239 facilities licensed by the state as authorized under s.
240 316.2398, ambulances as authorized under this chapter, and buses
241 and taxicabs as authorized under s. 316.2399 may show or display
242 red lights. Vehicles of the fire department, fire patrol, police
243 vehicles, and such ambulances and emergency vehicles of
244 municipal and county departments, public service corporations
245 operated by private corporations, the Fish and Wildlife
246 Conservation Commission, the Department of Environmental
247 Protection, the Department of Transportation, the Department of
248 Agriculture and Consumer Services, and the Department of
249 Corrections as are designated or authorized by their respective
250 department or the chief of police of an incorporated city or any
251 sheriff of any county may operate emergency lights and sirens in
252 an emergency. Wreckers, mosquito control fog and spray vehicles,
253 and emergency vehicles of governmental departments or public
254 service corporations may show or display amber lights when in
255 actual operation or when a hazard exists provided they are not
256 used going to and from the scene of operation or hazard without
257 specific authorization of a law enforcement officer or law
258 enforcement agency. Wreckers, flatbed, car carriers, or
259 rollbacks registered as wreckers pursuant to s. 320.08(5)(d) or
260 (e), must use amber rotating or flashing lights while performing

261 recoveries and loading on the roadside day or night, and may use
 262 such lights while towing a vehicle on wheel lifts, slings, ~~or~~
 263 under reach, flatbeds, car carriers, or rollbacks if the
 264 operator of the wrecker deems such lights necessary. ~~A flatbed,~~
 265 ~~car carrier, or rollback may not use amber rotating or flashing~~
 266 ~~lights when hauling a vehicle on the bed unless it creates a~~
 267 ~~hazard to other motorists because of protruding objects.~~

268 Further, escort vehicles may show or display amber lights when
 269 in the actual process of escorting oversized equipment,
 270 material, or buildings as authorized by law. Vehicles owned or
 271 leased by private security agencies may show or display green
 272 and amber lights, with either color being no greater than 50
 273 percent of the lights displayed, while the security personnel
 274 are engaged in security duties on private or public property.

275 Section 4. Section 316.2398, Florida Statutes, is amended
 276 to read:

277 316.2398 Display or use of red or red and white warning
 278 signals; motor vehicles of volunteer firefighters or medical
 279 staff.—

280 (1) A privately owned vehicle belonging to an active
 281 firefighter member of a regularly organized volunteer
 282 firefighting company or association, while en route to the fire
 283 station for the purpose of proceeding to the scene of a fire or
 284 other emergency or while en route to the scene of a fire or
 285 other emergency in the line of duty as an active firefighter
 286 member of a regularly organized firefighting company or

287 association, may display or use red or red and white warning
 288 signals. ~~or~~ A privately owned vehicle belonging to a medical
 289 staff physician or technician of a medical facility licensed by
 290 the state, while responding to an emergency in the line of duty,
 291 may display or use red warning signals. Warning signals must be
 292 visible from the front and from the rear of such vehicle,
 293 subject to the following restrictions and conditions:

294 (a) No more than two red or red and white warning signals
 295 may be displayed.

296 (b) No inscription of any kind may appear across the face
 297 of the lens of the red or red and white warning signal.

298 (c) In order for an active volunteer firefighter to
 299 display such red or red and white warning signals on his or her
 300 vehicle, the volunteer firefighter must first secure a written
 301 permit from the chief executive officers of the firefighting
 302 organization to use the red or red and white warning signals,
 303 and this permit must be carried by the volunteer firefighter at
 304 all times while the red or red and white warning signals are
 305 displayed.

306 (2) A ~~It is unlawful for any~~ person who is not an active
 307 firefighter member of a regularly organized volunteer
 308 firefighting company or association or a physician or technician
 309 of the medical staff of a medical facility licensed by the state
 310 may not ~~to~~ display on any motor vehicle owned by him or her, at
 311 any time, any red or red and white warning signals as described
 312 in subsection (1).

313 (3) ~~It is unlawful for~~ An active volunteer firefighter may
 314 not ~~to~~ operate any red or red and white warning signals as
 315 authorized in subsection (1), except while en route to the fire
 316 station for the purpose of proceeding to the scene of a fire or
 317 other emergency, or while at or en route to the scene of a fire
 318 or other emergency, in the line of duty.

319 (4) ~~It is unlawful for~~ A physician or technician of the
 320 medical staff of a medical facility may not ~~to~~ operate any red
 321 warning signals as authorized in subsection (1), except when
 322 responding to an emergency in the line of duty.

323 (5) A violation of this section is a nonmoving violation,
 324 punishable as provided in chapter 318. In addition, a any
 325 volunteer firefighter who violates this section shall be
 326 dismissed from membership in the firefighting organization by
 327 the chief executive officers thereof.

328 Section 5. Subsection (1) and paragraphs (a), (c), (d),
 329 and (f) of subsection (2) of section 316.302, Florida Statutes,
 330 are amended to read:

331 316.302 Commercial motor vehicles; safety regulations;
 332 transporters and shippers of hazardous materials; enforcement.-

333 (1) Except as otherwise provided in subsection (3):

334 (a) All owners and drivers of commercial motor vehicles
 335 that are operated on the public highways of this state while
 336 engaged in interstate commerce are subject to the rules and
 337 regulations contained in 49 C.F.R. parts 382, 385, and 390-397.

338 (b) Except as otherwise provided in this section, all

339 owners or drivers of commercial motor vehicles that are engaged
 340 in intrastate commerce are subject to the rules and regulations
 341 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~
 342 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~
 343 ~~definition of bus,~~ as such rules and regulations existed on
 344 December 31, 2016 ~~2012~~.

345 (c) The emergency exceptions provided by 49 C.F.R. s.
 346 392.82 also apply to communications by utility drivers and
 347 utility contractor drivers during a Level 1 activation of the
 348 State Emergency Operations Center, as provided in the Florida
 349 Comprehensive Emergency Management plan, or during a state of
 350 emergency declared by executive order or proclamation of the
 351 Governor.

352 (d) Except as provided in ~~s. 316.215(5), and except as~~
 353 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging
 354 requirements for intrastate operations, the requirements of this
 355 section supersede all other safety requirements of this chapter
 356 for commercial motor vehicles.

357 (e) The requirement for electronic logging devices and
 358 hours of service support documents will not go into effect for
 359 motor carriers engaged in intrastate commerce, not carrying
 360 hazardous materials in amounts that require placards, until
 361 December 31, 2018.

362 (2) (a) A person who operates a commercial motor vehicle
 363 solely in intrastate commerce not transporting any hazardous
 364 material in amounts that require placarding pursuant to 49

365 C.F.R. part 172 need not comply with 49 C.F.R. ss. 391.11(b) (1)
366 and 395.3 ~~395.3(a) and (b)~~.

367 (c) Except as provided in 49 C.F.R. s. 395.1, a person who
368 operates a commercial motor vehicle solely in intrastate
369 commerce not transporting any hazardous material in amounts that
370 require placarding pursuant to 49 C.F.R. part 172 may not drive
371 after having been on duty more than 70 hours in any period of 7
372 consecutive days or more than 80 hours in any period of 8
373 consecutive days if the motor carrier operates every day of the
374 week. Thirty-four consecutive hours off duty shall constitute
375 the end of any such period of 7 or 8 consecutive days. This
376 weekly limit does not apply to a person who operates a
377 commercial motor vehicle solely within this state while
378 transporting, during harvest periods, any unprocessed
379 agricultural products or unprocessed food or fiber that is
380 subject to seasonal harvesting from place of harvest to the
381 first place of processing or storage or from place of harvest
382 directly to market or while transporting livestock, livestock
383 feed, or farm supplies directly related to growing or harvesting
384 agricultural products. Upon request of the Department of Highway
385 Safety and Motor Vehicles, motor carriers shall furnish time
386 records or other written verification to that department so that
387 the Department of Highway Safety and Motor Vehicles can
388 determine compliance with this subsection. These time records
389 must be furnished to the Department of Highway Safety and Motor
390 Vehicles within 2 days after receipt of that department's

391 request. Falsification of such information is subject to a civil
392 penalty ~~not to exceed \$100. The provisions of~~ This paragraph
393 does ~~de~~ not apply to operators of farm labor vehicles operated
394 during a state of emergency declared by the Governor or operated
395 pursuant to s. 570.07(21)~~,~~ and does ~~de~~ not apply to drivers of
396 utility service vehicles as defined in 49 C.F.R. s. 395.2.

397 (d) A person who operates a commercial motor vehicle
398 solely in intrastate commerce not transporting any hazardous
399 material in amounts that require placarding pursuant to 49
400 C.F.R. part 172 within a 150 air-mile radius of the location
401 where the vehicle is based need not comply with 49 C.F.R. s.
402 395.8~~,~~ if the requirements of 49 C.F.R. s. 395.1(e)(1)(ii),
403 (iii)(A) and (C), ~~395.1(e)(1)(iii)~~ and (v) are met. ~~If a driver~~
404 ~~is not released from duty within 12 hours after the driver~~
405 ~~arrives for duty, the motor carrier must maintain documentation~~
406 ~~of the driver's driving times throughout the duty period.~~

407 (f) A person who operates a commercial motor vehicle
408 having a ~~declared~~ gross vehicle weight, gross vehicle weight
409 rating, and gross combined weight rating of less than 26,001
410 pounds solely in intrastate commerce and who is not transporting
411 hazardous materials in amounts that require placarding pursuant
412 to 49 C.F.R. part 172~~,~~ ~~or who is transporting petroleum products~~
413 ~~as defined in s. 376.301,~~ is exempt from subsection (1).
414 However, such person must comply with 49 C.F.R. parts 382, 392,
415 and 393~~,~~ and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.

416 Section 6. Paragraph (a) of subsection (6) of section

417 316.3025, Florida Statutes, is amended to read:

418 316.3025 Penalties.—

419 (6) (a) A driver who violates 49 C.F.R. s. 392.80, which
 420 prohibits texting while operating a commercial motor vehicle, or
 421 49 C.F.R. s. 392.82, which prohibits using a handheld mobile
 422 telephone while operating a commercial motor vehicle, may be
 423 assessed a civil penalty ~~and commercial driver license~~
 424 ~~disqualification~~ as follows:

425 1. First violation: \$500.

426 2. Second violation: \$1,000 ~~and a 60-day commercial driver~~
 427 ~~license disqualification pursuant to 49 C.F.R. part 383.~~

428 3. Third and subsequent violations: \$2,750 ~~and a 120-day~~
 429 ~~commercial driver license disqualification pursuant to 49 C.F.R.~~
 430 ~~part 383.~~

431 Section 7. Subsections (4) and (5) of section 316.614,
 432 Florida Statutes, are amended to read:

433 316.614 Safety belt usage.—

434 (4) It is unlawful for any person:

435 (a) To operate a motor vehicle or an autocycle in this
 436 state unless each passenger and the operator of the vehicle or
 437 autocycle under the age of 18 years are restrained by a safety
 438 belt or by a child restraint device pursuant to s. 316.613, if
 439 applicable; or

440 (b) To operate a motor vehicle or autocycle in this state
 441 unless the person is restrained by a safety belt.

442 (5) It is unlawful for any person 18 years of age or older
443 to be a passenger in the front seat of a motor vehicle or an
444 autocycle unless such person is restrained by a safety belt when
445 the vehicle or autocycle is in motion.

446 Section 8. Paragraph (d) of subsection (3) of section
447 318.18, Florida Statutes, is amended to read:

448 318.18 Amount of penalties.—The penalties required for a
449 noncriminal disposition pursuant to s. 318.14 or a criminal
450 offense listed in s. 318.17 are as follows:

451 (3)

452 (d) Notwithstanding paragraph (b), a person cited for
453 exceeding the speed limit in a posted work ~~construction~~ zone,
454 which posting must include notification of the speed limit and
455 the doubling of fines, shall pay a fine double the amount listed
456 in paragraph (b). The fine shall be doubled for work
457 ~~construction~~ zone violations only if work ~~construction~~ personnel
458 are present or operating equipment on the road or immediately
459 adjacent to the road ~~under construction~~.

460 Section 9. Subsections (24) and (26) of section 320.01,
461 Florida Statutes, are amended to read:

462 320.01 Definitions, general.—As used in the Florida
463 Statutes, except as otherwise provided, the term:

464 (24) "Apportionable vehicle" means any vehicle, except
465 recreational vehicles, vehicles displaying restricted plates,
466 city pickup and delivery vehicles, ~~buses used in transportation~~
467 ~~of chartered parties,~~ and government-owned vehicles, which is

468 used or intended for use in two or more member jurisdictions
 469 that allocate or proportionally register vehicles and which is
 470 used for the transportation of persons for hire or is designed,
 471 used, or maintained primarily for the transportation of property
 472 and:

473 (a) Is a power unit having a gross vehicle weight in
 474 excess of 26,000 pounds;

475 (b) Is a power unit having three or more axles, regardless
 476 of weight; or

477 (c) Is used in combination, when the weight of such
 478 combination exceeds 26,000 pounds gross vehicle weight.

479

480 Vehicles, or combinations thereof, having a gross vehicle weight
 481 of 26,000 pounds or less and two-axle vehicles may be
 482 proportionally registered.

483 (26) "Motorcycle" means any motor vehicle having a seat or
 484 saddle for the use of the rider and designed to travel on not
 485 more than three wheels in contact with the ground, including an
 486 autocycle and excluding a vehicle in which the operator is
 487 enclosed by a cabin unless it meets the requirements set forth
 488 by the National Highway Traffic Safety Administration for a
 489 motorcycle. The term "motorcycle" does not include a tractor or
 490 a moped.

491 Section 10. Paragraph (a) of subsection (15) of section
 492 320.02, Florida Statutes, is amended to read:

493 320.02 Registration required; application for

494 registration; forms.—

495 (15) (a) The application form for motor vehicle
 496 registration shall include language permitting the voluntary
 497 contribution of \$1 per applicant, to be quarterly distributed by
 498 the department to Preserve Vision ~~Prevent Blindness~~ Florida, a
 499 not-for-profit organization, to prevent blindness and preserve
 500 the sight of the residents of this state. A statement providing
 501 an explanation of the purpose of the funds shall be included
 502 with the application form. Prior to the department distributing
 503 the funds collected pursuant to this paragraph, Prevent
 504 Blindness Florida must submit a report to the department that
 505 identifies how such funds were used during the preceding year.

506
 507 For the purpose of applying the service charge provided in s.
 508 215.20, contributions received under this subsection are not
 509 income of a revenue nature.

510 Section 11. Subsection (1) of section 320.03, Florida
 511 Statutes, is amended to read:

512 320.03 Registration; duties of tax collectors;
 513 International Registration Plan.—

514 (1) (a) The tax collectors in the several counties of the
 515 state, as authorized agents of the department, shall issue
 516 registration certificates, registration license plates,
 517 validation stickers, and mobile home stickers to applicants, and
 518 shall provide to applicants for each the option to register
 519 emergency contact information and the option to be contacted

520 with information about state and federal benefits available as a
 521 result of military service, subject to the requirements of law,
 522 in accordance with rules of the department. Each tax collector
 523 shall provide the same motor vehicle registration services in
 524 office to residents of other counties that it provides for
 525 residents of its home county.

526 (b) Any person, firm, or corporation representing itself,
 527 through advertising or naming of the business, to be an
 528 authorized agent of the department shall be deemed guilty of an
 529 unfair and deceptive trade practice as defined in part II of
 530 chapter 501. No such person, firm, or corporation shall use
 531 either the state or county name as a part of their business name
 532 when such use can reasonably be interpreted as an official state
 533 or county office.

534 Section 12. Effective July 1, 2018, subsection (10) of
 535 section 320.03, Florida Statutes, is amended to read:

536 320.03 Registration; duties of tax collectors;
 537 International Registration Plan.—

538 (10) Jurisdiction over the electronic filing system for
 539 use by authorized electronic filing system agents to
 540 electronically title or register motor vehicles, vessels, mobile
 541 homes, or off-highway vehicles; process title transactions,
 542 derelict motor vehicle certificates, and certificates of
 543 destruction for derelict and salvage motor vehicles pursuant to
 544 ss. 319.30(2), (3), (7), and (8); issue or transfer registration
 545 license plates or decals; electronically transfer fees due for

546 | the title and registration process; and perform inquiries for
547 | title, registration, and lienholder verification and
548 | certification of service providers is expressly preempted to the
549 | state, and the department shall have regulatory authority over
550 | the system. The electronic filing system shall be available for
551 | use statewide and applied uniformly throughout the state. An
552 | entity that, in the normal course of its business, sells
553 | products that must be titled or registered, provides title and
554 | registration services on behalf of its consumers, or processes
555 | title transactions, derelict motor vehicle certificates, or
556 | certificates of destruction for derelict or salvage motor
557 | vehicles pursuant to ss. 319.30(2), (3), (7), or (8), and meets
558 | all established requirements may be an authorized electronic
559 | filing system agent and shall not be precluded from
560 | participating in the electronic filing system in any county.
561 | Upon request from a qualified entity, the tax collector shall
562 | appoint the entity as an authorized electronic filing system
563 | agent for that county. ~~The department shall adopt rules in~~
564 | ~~accordance with chapter 120 to replace the December 10, 2009,~~
565 | ~~program standards and to administer the provisions of this~~
566 | ~~section, including, but not limited to, establishing~~
567 | ~~participation requirements, certification of service providers,~~
568 | ~~electronic filing system requirements, and enforcement authority~~
569 | ~~for noncompliance. The December 10, 2009, program standards,~~
570 | ~~excluding any standards which conflict with this subsection,~~
571 | ~~shall remain in effect until the rules are adopted. An~~

572 authorized electronic filing agent may charge a fee to the
573 customer for use of the electronic filing system. The department
574 shall adopt rules to administer the provisions of this
575 subsection, including, but not limited to, establishing
576 participation requirements, certification of service providers,
577 electronic filing system requirements, disclosures, and
578 enforcement authority for noncompliance.

579 Section 13. Paragraph (b) of subsection (1) of section
580 320.06, Florida Statutes, is amended to read:

581 320.06 Registration certificates, license plates, and
582 validation stickers generally.—

583 (1)

584 (b)1. Registration license plates bearing a graphic symbol
585 and the alphanumeric system of identification shall be issued
586 for a 10-year period. At the end of the 10-year period, upon
587 renewal, the plate shall be replaced. The department shall
588 extend the scheduled license plate replacement date from a 6-
589 year period to a 10-year period. The fee for such replacement is
590 \$28, \$2.80 of which shall be paid each year before the plate is
591 replaced, to be credited toward the next \$28 replacement fee.
592 The fees shall be deposited into the Highway Safety Operating
593 Trust Fund. A credit or refund may not be given for any prior
594 years' payments of the prorated replacement fee if the plate is
595 replaced or surrendered before the end of the 10-year period,
596 except that a credit may be given if a registrant is required by
597 the department to replace a license plate under s.

598 320.08056(8) (a). With each license plate, a validation sticker
599 shall be issued showing the owner's birth month, license plate
600 number, and the year of expiration or the appropriate renewal
601 period if the owner is not a natural person. The validation
602 sticker shall be placed on the upper right corner of the license
603 plate. The license plate and validation sticker shall be issued
604 based on the applicant's appropriate renewal period. The
605 registration period is 12 months, the extended registration
606 period is 24 months, and all expirations occur based on the
607 applicant's appropriate registration period.

608 2. Before October 1, 2018, a vehicle that has an
609 apportioned registration shall be issued an annual license plate
610 and a cab card denoting ~~that denote~~ the declared gross vehicle
611 weight for each apportioned jurisdiction in which the vehicle is
612 authorized to operate.

613 3. Beginning October 1, 2018, a vehicle registered in
614 accordance with the International Registration Plan shall be
615 issued a license plate for a 5-year period, an annual cab card
616 denoting the declared gross vehicle weight, and an annual
617 validation sticker showing the month and year of expiration. The
618 validation sticker, which is issued for a 12-month period, shall
619 be placed in the center of the license plate. The license plate
620 and validation sticker shall be issued based on the applicant's
621 appropriate renewal period. The fee for the initial validation
622 sticker and any renewed validation sticker is \$28. This fee
623 shall be deposited into the Highway Safety Operating Trust Fund.

624 If the license plate is damaged or worn, it may be replaced at
625 no charge by applying to the department and surrendering the
626 current license plate.

627 4.2. In order to retain the efficient administration of
628 the taxes and fees imposed by this chapter, the 80-cent fee
629 increase in the replacement fee imposed by chapter 2009-71, Laws
630 of Florida, is negated as provided in s. 320.0804.

631 Section 14. Section 320.0605, Florida Statutes, is amended
632 to read:

633 320.0605 Certificate of registration; possession required;
634 exception.—

635 (1) (a) The registration certificate or an official copy
636 thereof, a true copy or electronic copy of rental or lease
637 documentation issued for a motor vehicle or issued for a
638 replacement vehicle in the same registration period, a temporary
639 receipt printed upon self-initiated electronic renewal of a
640 registration via the Internet, or a cab card issued for a
641 vehicle registered under the International Registration Plan
642 shall, at all times while the vehicle is being used or operated
643 on the roads of this state, be in the possession of the operator
644 thereof or be carried in the vehicle for which issued and shall
645 be exhibited upon demand of any authorized law enforcement
646 officer or any agent of the department, except for a vehicle
647 registered under s. 320.0657. ~~The provisions of~~ This section
648 does ~~de~~ not apply during the first 30 days after purchase of a
649 replacement vehicle. A violation of this section is a

650 noncriminal traffic infraction, punishable as a nonmoving
651 violation as provided in chapter 318.

652 (b)1. The act of presenting to a law enforcement officer
653 or agent of the department an electronic device displaying an
654 electronic copy of rental or lease documentation does not
655 constitute consent for the officer or agent to access any
656 information on the device other than the displayed rental or
657 lease documentation.

658 2. The person who presents the device to the officer or
659 agent assumes the liability for any resulting damage to the
660 device.

661 (2) Rental or lease documentation that is sufficient to
662 satisfy the requirement in subsection (1) includes the
663 following:

- 664 (a) ~~Date of rental and time of exit from rental facility;~~
665 (b) Rental station identification;
666 (c) Rental agreement number;
667 (d) Rental vehicle identification number;
668 (e) Rental vehicle license plate number and state of
669 registration;
670 (f) Vehicle's make, model, and color;
671 (g) Vehicle's mileage; and
672 (h) Authorized renter's name.

673 Section 15. Subsection (5) of section 320.0607, Florida
674 Statutes, is amended to read:

675 320.0607 Replacement license plates, validation decal, or

676 mobile home sticker.—

677 (5) Upon the issuance of an original license plate, the
678 applicant shall pay a fee of \$28 to be deposited in the Highway
679 Safety Operating Trust Fund. Beginning October 1, 2018, this
680 subsection does not apply to a vehicle registered under the
681 International Registration Plan.

682 Section 16. Subsection (4) is added to section 320.0655,
683 Florida Statutes, to read:

684 320.0655 Permanent license plates for governmental
685 entities and volunteer fire departments.—

686 (4) Any motor vehicle owned by a governmental entity or
687 otherwise purchased with state funds shall be clearly marked and
688 numbered in a manner that ownership of the vehicle can easily be
689 determined. This subsection does not apply to vehicles
690 registered using a fictitious name pursuant to s. 320.025.

691 Section 17. Section 320.08, Florida Statutes, is amended
692 to read:

693 320.08 License taxes.—Except as otherwise provided herein,
694 there are hereby levied and imposed annual license taxes for the
695 operation of motor vehicles, mopeds, motorized bicycles as
696 defined in s. 316.003(4) ~~316.003(2)~~, tri-vehicles as defined in
697 s. 316.003, and mobile homes as defined in s. 320.01, which
698 shall be paid to and collected by the department or its agent
699 upon the registration or renewal of registration of the
700 following:

701 (1) MOTORCYCLES AND MOPEDS.—

- 702 (a) Any motorcycle: \$10 flat.
- 703 (b) Any moped: \$5 flat.
- 704 (c) Upon registration of a motorcycle, motor-driven cycle,
 705 or moped, in addition to the license taxes specified in this
 706 subsection, a nonrefundable motorcycle safety education fee in
 707 the amount of \$2.50 shall be paid. The proceeds of such
 708 additional fee shall be deposited in the Highway Safety
 709 Operating Trust Fund to fund a motorcycle driver improvement
 710 program implemented pursuant to s. 322.025, the Florida
 711 Motorcycle Safety Education Program established in s. 322.0255,
 712 or the general operations of the department.
- 713 (d) An ancient or antique motorcycle: \$7.50 flat, of which
 714 \$2.50 shall be deposited into the General Revenue Fund.
- 715 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—
- 716 (a) An ancient or antique automobile, as defined in s.
 717 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.
- 718 (b) Net weight of less than 2,500 pounds: \$14.50 flat.
- 719 (c) Net weight of 2,500 pounds or more, but less than
 720 3,500 pounds: \$22.50 flat.
- 721 (d) Net weight of 3,500 pounds or more: \$32.50 flat.
- 722 (3) TRUCKS.—
- 723 (a) Net weight of less than 2,000 pounds: \$14.50 flat.
- 724 (b) Net weight of 2,000 pounds or more, but not more than
 725 3,000 pounds: \$22.50 flat.
- 726 (c) Net weight more than 3,000 pounds, but not more than
 727 5,000 pounds: \$32.50 flat.

728 (d) A truck defined as a "goat," or other vehicle if used
 729 in the field by a farmer or in the woods for the purpose of
 730 harvesting a crop, including naval stores, during such
 731 harvesting operations, and which is not principally operated
 732 upon the roads of the state: \$7.50 flat. The term "goat" means a
 733 motor vehicle designed, constructed, and used principally for
 734 the transportation of citrus fruit within citrus groves or for
 735 the transportation of crops on farms, and which can also be used
 736 for hauling associated equipment or supplies, including required
 737 sanitary equipment, and the towing of farm trailers.

738 (e) An ancient or antique truck, as defined in s. 320.086:
 739 \$7.50 flat.

740 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS
 741 VEHICLE WEIGHT.—

742 (a) Gross vehicle weight of 5,001 pounds or more, but less
 743 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be
 744 deposited into the General Revenue Fund.

745 (b) Gross vehicle weight of 6,000 pounds or more, but less
 746 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be
 747 deposited into the General Revenue Fund.

748 (c) Gross vehicle weight of 8,000 pounds or more, but less
 749 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited
 750 into the General Revenue Fund.

751 (d) Gross vehicle weight of 10,000 pounds or more, but
 752 less than 15,000 pounds: \$118 flat, of which \$31 shall be
 753 deposited into the General Revenue Fund.

754 (e) Gross vehicle weight of 15,000 pounds or more, but
 755 less than 20,000 pounds: \$177 flat, of which \$46 shall be
 756 deposited into the General Revenue Fund.

757 (f) Gross vehicle weight of 20,000 pounds or more, but
 758 less than 26,001 pounds: \$251 flat, of which \$65 shall be
 759 deposited into the General Revenue Fund.

760 (g) Gross vehicle weight of 26,001 pounds or more, but
 761 less than 35,000: \$324 flat, of which \$84 shall be deposited
 762 into the General Revenue Fund.

763 (h) Gross vehicle weight of 35,000 pounds or more, but
 764 less than 44,000 pounds: \$405 flat, of which \$105 shall be
 765 deposited into the General Revenue Fund.

766 (i) Gross vehicle weight of 44,000 pounds or more, but
 767 less than 55,000 pounds: \$773 flat, of which \$201 shall be
 768 deposited into the General Revenue Fund.

769 (j) Gross vehicle weight of 55,000 pounds or more, but
 770 less than 62,000 pounds: \$916 flat, of which \$238 shall be
 771 deposited into the General Revenue Fund.

772 (k) Gross vehicle weight of 62,000 pounds or more, but
 773 less than 72,000 pounds: \$1,080 flat, of which \$280 shall be
 774 deposited into the General Revenue Fund.

775 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322
 776 flat, of which \$343 shall be deposited into the General Revenue
 777 Fund.

778 (m) Notwithstanding the declared gross vehicle weight, a
 779 truck tractor used within the state ~~a 150-mile radius of its~~

780 ~~home address~~ is eligible for a license plate for a fee of \$324
 781 flat if:

782 1. The truck tractor is used exclusively for hauling
 783 forestry products; or

784 2. The truck tractor is used primarily for the hauling of
 785 forestry products, and is also used for the hauling of
 786 associated forestry harvesting equipment used by the owner of
 787 the truck tractor.

788
 789 Of the fee imposed by this paragraph, \$84 shall be deposited
 790 into the General Revenue Fund.

791 (n) A truck tractor or heavy truck, not operated as a for-
 792 hire vehicle, which is engaged exclusively in transporting raw,
 793 unprocessed, and nonmanufactured agricultural or horticultural
 794 products within the state ~~a 150-mile radius of its home address,~~
 795 is eligible for a restricted license plate for a fee of:

796 1. If such vehicle's declared gross vehicle weight is less
 797 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be
 798 deposited into the General Revenue Fund.

799 2. If such vehicle's declared gross vehicle weight is
 800 44,000 pounds or more and such vehicle only transports from the
 801 point of production to the point of primary manufacture; to the
 802 point of assembling the same; or to a shipping point of a rail,
 803 water, or motor transportation company, \$324 flat, of which \$84
 804 shall be deposited into the General Revenue Fund.

805

806 Such not-for-hire truck tractors and heavy trucks used
 807 exclusively in transporting raw, unprocessed, and
 808 nonmanufactured agricultural or horticultural products may be
 809 incidentally used to haul farm implements and fertilizers
 810 delivered direct to the growers. The department may require any
 811 documentation deemed necessary to determine eligibility prior to
 812 issuance of this license plate. For the purpose of this
 813 paragraph, "not-for-hire" means the owner of the motor vehicle
 814 must also be the owner of the raw, unprocessed, and
 815 nonmanufactured agricultural or horticultural product, or the
 816 user of the farm implements and fertilizer being delivered.

817 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;
 818 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

819 (a)1. A semitrailer drawn by a GVW truck tractor by means
 820 of a fifth-wheel arrangement: \$13.50 flat per registration year
 821 or any part thereof, of which \$3.50 shall be deposited into the
 822 General Revenue Fund.

823 2. A semitrailer drawn by a GVW truck tractor by means of
 824 a fifth-wheel arrangement: \$68 flat per permanent registration,
 825 of which \$18 shall be deposited into the General Revenue Fund.

826 (b) A motor vehicle equipped with machinery and designed
 827 for the exclusive purpose of well drilling, excavation,
 828 construction, spraying, or similar activity, and which is not
 829 designed or used to transport loads other than the machinery
 830 described above over public roads: \$44 flat, of which \$11.50
 831 shall be deposited into the General Revenue Fund.

832 (c) A school bus used exclusively to transport pupils to
 833 and from school or school or church activities or functions
 834 within their own county: \$41 flat, of which \$11 shall be
 835 deposited into the General Revenue Fund.

836 (d) A wrecker, as defined in s. 320.01, which is used to
 837 tow a vessel as defined in s. 327.02, a disabled, abandoned,
 838 stolen-recovered, or impounded motor vehicle as defined in s.
 839 320.01, or a replacement motor vehicle as defined in s. 320.01:
 840 \$41 flat, of which \$11 shall be deposited into the General
 841 Revenue Fund.

842 (e) A wrecker that is used to tow any nondisabled motor
 843 vehicle, a vessel, or any other cargo unless used as defined in
 844 paragraph (d), as follows:

845 1. Gross vehicle weight of 10,000 pounds or more, but less
 846 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
 847 into the General Revenue Fund.

848 2. Gross vehicle weight of 15,000 pounds or more, but less
 849 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
 850 into the General Revenue Fund.

851 3. Gross vehicle weight of 20,000 pounds or more, but less
 852 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited
 853 into the General Revenue Fund.

854 4. Gross vehicle weight of 26,000 pounds or more, but less
 855 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited
 856 into the General Revenue Fund.

857 5. Gross vehicle weight of 35,000 pounds or more, but less

858 | than 44,000 pounds: \$405 flat, of which \$105 shall be deposited
 859 | into the General Revenue Fund.

860 | 6. Gross vehicle weight of 44,000 pounds or more, but less
 861 | than 55,000 pounds: \$772 flat, of which \$200 shall be deposited
 862 | into the General Revenue Fund.

863 | 7. Gross vehicle weight of 55,000 pounds or more, but less
 864 | than 62,000 pounds: \$915 flat, of which \$237 shall be deposited
 865 | into the General Revenue Fund.

866 | 8. Gross vehicle weight of 62,000 pounds or more, but less
 867 | than 72,000 pounds: \$1,080 flat, of which \$280 shall be
 868 | deposited into the General Revenue Fund.

869 | 9. Gross vehicle weight of 72,000 pounds or more: \$1,322
 870 | flat, of which \$343 shall be deposited into the General Revenue
 871 | Fund.

872 | (f) A hearse or ambulance: \$40.50 flat, of which \$10.50
 873 | shall be deposited into the General Revenue Fund.

874 | (6) MOTOR VEHICLES FOR HIRE.—

875 | (a) Under nine passengers: \$17 flat, of which \$4.50 shall
 876 | be deposited into the General Revenue Fund; plus \$1.50 per cwt,
 877 | of which 50 cents shall be deposited into the General Revenue
 878 | Fund.

879 | (b) Nine passengers and over: \$17 flat, of which \$4.50
 880 | shall be deposited into the General Revenue Fund; plus \$2 per
 881 | cwt, of which 50 cents shall be deposited into the General
 882 | Revenue Fund.

883 | (7) TRAILERS FOR PRIVATE USE.—

884 (a) Any trailer weighing 500 pounds or less: \$6.75 flat
 885 per year or any part thereof, of which \$1.75 shall be deposited
 886 into the General Revenue Fund.

887 (b) Net weight over 500 pounds: \$3.50 flat, of which \$1
 888 shall be deposited into the General Revenue Fund; plus \$1 per
 889 cwt, of which 25 cents shall be deposited into the General
 890 Revenue Fund.

891 (8) TRAILERS FOR HIRE.—

892 (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1
 893 shall be deposited into the General Revenue Fund; plus \$1.50 per
 894 cwt, of which 50 cents shall be deposited into the General
 895 Revenue Fund.

896 (b) Net weight 2,000 pounds or more: \$13.50 flat, of which
 897 \$3.50 shall be deposited into the General Revenue Fund; plus
 898 \$1.50 per cwt, of which 50 cents shall be deposited into the
 899 General Revenue Fund.

900 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

901 (a) A travel trailer or fifth-wheel trailer, as defined by
 902 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27
 903 flat, of which \$7 shall be deposited into the General Revenue
 904 Fund.

905 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:
 906 \$13.50 flat, of which \$3.50 shall be deposited into the General
 907 Revenue Fund.

908 (c) A motor home, as defined by s. 320.01(1)(b)4.:

909 1. Net weight of less than 4,500 pounds: \$27 flat, of

910 | which \$7 shall be deposited into the General Revenue Fund.
 911 | 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
 912 | which \$12.25 shall be deposited into the General Revenue Fund.
 913 | (d) A truck camper as defined by s. 320.01(1)(b)3.:
 914 | 1. Net weight of less than 4,500 pounds: \$27 flat, of
 915 | which \$7 shall be deposited into the General Revenue Fund.
 916 | 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
 917 | which \$12.25 shall be deposited into the General Revenue Fund.
 918 | (e) A private motor coach as defined by s. 320.01(1)(b)5.:
 919 | 1. Net weight of less than 4,500 pounds: \$27 flat, of
 920 | which \$7 shall be deposited into the General Revenue Fund.
 921 | 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
 922 | which \$12.25 shall be deposited into the General Revenue Fund.
 923 | (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;
 924 | 35 FEET TO 40 FEET.—
 925 | (a) Park trailers.—Any park trailer, as defined in s.
 926 | 320.01(1)(b)7.: \$25 flat.
 927 | (b) A travel trailer or fifth-wheel trailer, as defined in
 928 | s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.
 929 | (11) MOBILE HOMES.—
 930 | (a) A mobile home not exceeding 35 feet in length: \$20
 931 | flat.
 932 | (b) A mobile home over 35 feet in length, but not
 933 | exceeding 40 feet: \$25 flat.
 934 | (c) A mobile home over 40 feet in length, but not
 935 | exceeding 45 feet: \$30 flat.

936 (d) A mobile home over 45 feet in length, but not
 937 exceeding 50 feet: \$35 flat.

938 (e) A mobile home over 50 feet in length, but not
 939 exceeding 55 feet: \$40 flat.

940 (f) A mobile home over 55 feet in length, but not
 941 exceeding 60 feet: \$45 flat.

942 (g) A mobile home over 60 feet in length, but not
 943 exceeding 65 feet: \$50 flat.

944 (h) A mobile home over 65 feet in length: \$80 flat.

945 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
 946 motor vehicle dealer, independent motor vehicle dealer, marine
 947 boat trailer dealer, or mobile home dealer and manufacturer
 948 license plate: \$17 flat, of which \$4.50 shall be deposited into
 949 the General Revenue Fund.

950 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or
 951 official license plate: \$4 flat, of which \$1 shall be deposited
 952 into the General Revenue Fund.

953 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor
 954 vehicle for hire operated wholly within a city or within 25
 955 miles thereof: \$17 flat, of which \$4.50 shall be deposited into
 956 the General Revenue Fund; plus \$2 per cwt, of which 50 cents
 957 shall be deposited into the General Revenue Fund.

958 (15) TRANSPORTER.—Any transporter license plate issued to
 959 a transporter pursuant to s. 320.133: \$101.25 flat, of which
 960 \$26.25 shall be deposited into the General Revenue Fund.

961 Section 18. Paragraph (b) of subsection (4) of section

962 320.08068, Florida Statutes, is amended to read:

963 320.08068 Motorcycle specialty license plates.—

964 (4) A license plate annual use fee of \$20 shall be
 965 collected for each motorcycle specialty license plate. Annual
 966 use fees shall be distributed to The Able Trust as custodial
 967 agent. The Able Trust may retain a maximum of 10 percent of the
 968 proceeds from the sale of the license plate for administrative
 969 costs. The Able Trust shall distribute the remaining funds as
 970 follows:

971 (b) Twenty percent to Preserve Vision ~~Prevent Blindness~~
 972 Florida.

973 Section 19. Section 320.0875, Florida Statutes, is created
 974 to read:

975 320.0875 Purple Heart special motorcycle license plate.—

976 (1) Upon application to the department and payment of the
 977 license tax for the motorcycle as provided in s. 320.08, a
 978 resident of the state who owns or leases a motorcycle that is
 979 not used for hire or commercial use shall be issued a Purple
 980 Heart special motorcycle license plate if he or she provides
 981 documentation acceptable to the department that he or she is a
 982 recipient of the Purple Heart medal.

983 (2) The Purple Heart special motorcycle license plate
 984 shall be stamped with the term "Combat-wounded Veteran" followed
 985 by the serial number of the license plate. The Purple Heart
 986 special motorcycle license plate may have the term "Purple
 987 Heart" stamped on the plate and the likeness of the Purple Heart

988 medal appearing on the plate.

989 Section 20. Paragraph (a) of subsection (1) of section
990 320.089, Florida Statutes, is amended to read:

991 320.089 ~~Veterans of the United States Armed Forces;~~
992 ~~members of National Guard; survivors of Pearl Harbor; Purple~~
993 ~~Heart medal recipients; active or retired United States Armed~~
994 ~~Forces reservists; Combat Infantry Badge, Combat Medical Badge,~~
995 ~~or Combat Action Badge recipients; Combat Action Ribbon~~
996 ~~recipients; Air Force Combat Action Medal recipients;~~
997 ~~Distinguished Flying Cross recipients; former prisoners of war;~~
998 ~~Korean War Veterans; Vietnam War Veterans; Operation Desert~~
999 ~~Shield Veterans; Operation Desert Storm Veterans; Operation~~
1000 ~~Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;~~
1001 ~~Women Veterans; World War II Veterans; and Navy Submariners;~~
1002 Special license plates for military servicemembers, veterans,
1003 and Pearl Harbor Survivors; ~~fee.-~~

1004 (1) (a) Upon application to the department and payment of
1005 the license tax for the vehicle as provided in s. 320.08, a
1006 resident of the state who owns or leases ~~Each owner or lessee of~~
1007 an automobile or truck for private use or recreational vehicle
1008 as specified in s. 320.08(9) (c) or (d), which is not used for
1009 hire or commercial use, shall be issued a license plate pursuant
1010 to the following if the applicant provides the department with
1011 proof he or she meets the qualifications listed in this section
1012 for the applicable license plate:

1013 1. A person released or discharged from any branch ~~who is~~

1014 ~~a resident of the state and a veteran~~ of the United States Armed
1015 Forces shall be issued a license plate stamped with the term
1016 "Veteran" or ~~a~~ "Woman Veteran" followed by the serial number of
1017 the license plate.

1018 2. A World War II Veteran shall be issued a license plate
1019 stamped with the term "WWII Veteran" followed by the serial
1020 number of the license plate.

1021 3. A Navy Submariner shall be issued a license plate
1022 stamped with the term "Navy Submariner" followed by the serial
1023 number of the license plate.

1024 4. An active or retired member of the Florida National
1025 Guard shall be issued a license plate stamped with the term
1026 "National Guard" followed by the serial number of the license
1027 plate.

1028 5. A member of the Pearl Harbor Survivors Association or
1029 other person on active military duty in Pearl Harbor on December
1030 7, 1941, shall be issued a license plate stamped with the term
1031 "Pearl Harbor Survivor" followed by the serial number of the
1032 license plate. ~~a survivor of the attack on Pearl Harbor,~~

1033 6. A recipient of the Purple Heart medal shall be issued a
1034 license plate stamped with the term "Combat-wounded Veteran"
1035 followed by the serial number of the license plate. The Purple
1036 Heart plate may have the term "Purple Heart" stamped on the
1037 plate and the likeness of the Purple Heart medal appearing on
1038 the plate.

1039 7. An active or retired member of any branch of the United

1040 States Armed Forces Reserve shall be issued a license plate
 1041 stamped with the term "U.S. Reserve" followed by the serial
 1042 number of the license plate.

1043 8. A member of the Combat Infantrymen's Association, Inc.,
 1044 or a recipient of the Combat Infantry Badge, Combat Medical
 1045 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force
 1046 Combat Action Medal shall be issued a license plate stamped with
 1047 the term "Combat Infantry Badge," "Combat Medical Badge,"
 1048 "Combat Action Badge," "Combat Action Ribbon," or "Air Force
 1049 Combat Action Medal," as appropriate, and a likeness of the
 1050 related campaign medal or badge, followed by the serial number
 1051 of the license plate.

1052 9. A recipient of the, ~~or~~ Distinguished Flying Cross shall
 1053 be issued a license plate stamped with the term "Distinguished
 1054 Flying Cross" and a likeness of the Distinguished Flying Cross
 1055 followed by the serial number of the license plate.

1056 10. A recipient of the Bronze Star shall be issued a
 1057 license plate stamped with the term "Bronze Star" and a likeness
 1058 of the Bronze Star followed by the serial number of the license
 1059 plate., ~~upon application to the department, accompanied by proof~~
 1060 ~~of release or discharge from any branch of the United States~~
 1061 ~~Armed Forces, proof of active membership or retired status in~~
 1062 ~~the Florida National Guard, proof of membership in the Pearl~~
 1063 ~~Harbor Survivors Association or proof of active military duty in~~
 1064 ~~Pearl Harbor on December 7, 1941, proof of being a Purple Heart~~
 1065 ~~medal recipient, proof of active or retired membership in any~~

1066 ~~branch of the United States Armed Forces Reserve, or proof of~~
 1067 ~~membership in the Combat Infantrymen's Association, Inc., proof~~
 1068 ~~of being a recipient of the Combat Infantry Badge, Combat~~
 1069 ~~Medical Badge, Combat Action Badge, Combat Action Ribbon, Air~~
 1070 ~~Force Combat Action Medal, or Distinguished Flying Cross, and~~
 1071 ~~upon payment of the license tax for the vehicle as provided in~~
 1072 ~~s. 320.08, shall be issued a license plate as provided by s.~~
 1073 ~~320.06 which, in lieu of the serial numbers prescribed by s.~~
 1074 ~~320.06, is stamped with the words "Veteran," "Woman Veteran,"~~
 1075 ~~"WWII Veteran," "Navy Submariner," "National Guard," "Pearl~~
 1076 ~~Harbor Survivor," "Combat wounded veteran," "U.S. Reserve,"~~
 1077 ~~"Combat Infantry Badge," "Combat Medical Badge," "Combat Action~~
 1078 ~~Badge," "Combat Action Ribbon," "Air Force Combat Action Medal,"~~
 1079 ~~or "Distinguished Flying Cross," as appropriate, and a likeness~~
 1080 ~~of the related campaign medal or badge, followed by the serial~~
 1081 ~~number of the license plate. Additionally, the Purple Heart~~
 1082 ~~plate may have the words "Purple Heart" stamped on the plate and~~
 1083 ~~the likeness of the Purple Heart medal appearing on the plate.~~

1084 Section 21. Section 320.133, Florida Statutes, is amended
 1085 to read:

1086 320.133 Transporter license plates.-

1087 (1) As used in this section, the term "transporter license
 1088 plate eligible business" means a business engaged in the limited
 1089 operation of an unregistered motor vehicle or a reposessor who
 1090 contracts with lending institutions to repossess or recover
 1091 motor vehicles or mobile homes.

1092 (2) A person is not eligible to purchase or renew a
1093 transporter license plate unless he or she provides proof
1094 satisfactory to the department that his or her business is a
1095 transporter license plate eligible business.

1096 (3) The application for qualification as a transporter
1097 license plate eligible business must be on a form prescribed by
1098 the department and must contain the legal name of the person or
1099 persons applying for the license plate, the name of the
1100 business, and the principal or principals of the business. The
1101 application must describe the exact physical location of the
1102 place of business within the state. This location must be
1103 available at all reasonable hours for transporter license plate
1104 records inspection by the department or any law enforcement
1105 agency. The application must contain proof of a garage liability
1106 insurance policy or a business automobile policy in the amount
1107 of at least \$100,000, and the certificate of insurance must
1108 indicate the number of transporter license plates reported to
1109 the insurance company. Such coverage shall be maintained for the
1110 entire registration period. Upon seeking initial qualification,
1111 the applicant must provide documentation proving that the
1112 business is registered with the Division of Corporations of the
1113 Department of State to conduct business in the state. The
1114 business must indicate how it meets the qualification as a
1115 transporter license plate eligible business by describing in
1116 detail the business processes that require the use of a
1117 transporter license plate.

1118 (4) (a) (1) The department ~~may is authorized to~~ issue a
 1119 transporter license plate to an any applicant who is not a
 1120 licensed dealer and is qualified as a transporter license plate
 1121 eligible business, incidental to the conduct of his or her
 1122 business, engages in the transporting of motor vehicles which
 1123 are not currently registered to any owner and which do not have
 1124 license plates, upon payment of the license tax imposed by s.
 1125 320.08(15) for each transporter ~~such~~ license plate and upon
 1126 proof of ~~liability~~ insurance as described in subsection (3)
 1127 coverage in the amount of \$100,000 or more. The proof of
 1128 insurance must indicate the number of transporter license plates
 1129 reported to the insurance company, which shall be the maximum
 1130 number of transporter license plates issued to the applicant.
 1131 ~~Such~~ A transporter license plate is only valid for use on an
 1132 unregistered any motor vehicle in the possession of the
 1133 transporter while the motor vehicle is being transported in the
 1134 course of the transporter's business and may not be attached to
 1135 any vehicle owned by the transporter or his or her business for
 1136 which registration would otherwise be required. A person who
 1137 sells or unlawfully possesses, distributes, or brokers a
 1138 transporter license plate to be attached to any vehicle commits
 1139 a misdemeanor of the second degree, punishable as provided in s.
 1140 775.082 or s. 775.083, and any and all transporter license
 1141 plates issued are subject to cancellation by the department.
 1142 (b) A person who knowingly and willfully sells or
 1143 unlawfully possesses, distributes, or brokers a transporter

1144 license plate to avoid registering a vehicle requiring
 1145 registration pursuant to this chapter or chapter 319 commits a
 1146 misdemeanor of the first degree, punishable as provided in s.
 1147 775.082 or s. 775.083, and is disqualified from transporter
 1148 license plate usage. All transporter license plates issued to
 1149 the person's business shall be canceled and must be returned to
 1150 the department immediately upon disqualification. The
 1151 transporter license plate is subject to removal as provided in
 1152 subsection (9), and any and all transporter plates issued are
 1153 subject to cancellation by the department.

1154 (5) A transporter license plate eligible business issued a
 1155 transporter license plate must maintain for 2 years, at its
 1156 location, records of each use of each transporter license plate
 1157 and evidence that the plate was used as required by this
 1158 chapter. Such records must be open to inspection by the
 1159 department or its agents or any law enforcement officer during
 1160 reasonable business hours. A person who fails to maintain true
 1161 and accurate records of any transporter license plate usage or
 1162 comply with this subsection commits a misdemeanor of the second
 1163 degree, punishable as provided in s. 775.082 or s. 775.083, may
 1164 be subject to cancellation of any and all transporter license
 1165 plates issued, and is automatically disqualified from future
 1166 transporter license plate issuance.

1167 (6) When attached to a motor vehicle, a transporter
 1168 license plate issued under this section must be accompanied by
 1169 the registration issued for the license plate by the department

1170 and proof of insurance as described in subsection (3). A person
 1171 who operates a motor vehicle with a transporter license plate
 1172 attached who fails to provide the documentation listed in this
 1173 subsection commits a misdemeanor of the second degree,
 1174 punishable as provided in s. 775.082 or s. 775.083, and the
 1175 license plate is subject to removal as provided in subsection
 1176 (9). This subsection does not apply to a person who contracts
 1177 with dealers and auctions to transport motor vehicles.

1178 (7)~~(2)~~ A license plate issued pursuant to subsection (4)
 1179 ~~(1)~~ must be in a distinctive color approved by the department,
 1180 and the word "transporter" must appear on the face of the
 1181 license plate in place of the county name.

1182 (8)~~(3)~~ An initial registration or renewal ~~A license plate~~
 1183 issued under this section is valid for ~~a period of~~ 12 months,
 1184 beginning January 1 and ending December 31. A ~~No~~ refund of the
 1185 license tax imposed may not be provided for any unexpired
 1186 portion of a license period.

1187 (9) A license plate attached to a motor vehicle in
 1188 violation of subsection (4) or subsection (6) must be
 1189 immediately removed by law enforcement from the motor vehicle to
 1190 which it is attached and surrendered to the department by the
 1191 law enforcement agency for cancellation.

1192 Section 22. Subsection (1) of section 320.27, Florida
 1193 Statutes, are amended to read:

1194 320.27 Motor vehicle dealers.—

1195 (1) DEFINITIONS.—The following words, terms, and phrases

1196 when used in this section have the meanings respectively
 1197 ascribed to them in this subsection, except where the context
 1198 clearly indicates a different meaning:

1199 (a) "Department" means the Department of Highway Safety
 1200 and Motor Vehicles.

1201 (b) "Motor vehicle" means any motor vehicle of the type
 1202 and kind required to be registered and titled under chapter 319
 1203 and this chapter, except a recreational vehicle, moped,
 1204 motorcycle powered by a motor with a displacement of 50 cubic
 1205 centimeters or less, or mobile home.

1206 (c) "Motor vehicle dealer" means any person engaged in the
 1207 business of buying, selling, or dealing in motor vehicles or
 1208 offering or displaying motor vehicles for sale at wholesale or
 1209 retail, or who may service and repair motor vehicles pursuant to
 1210 an agreement as defined in s. 320.60(1). Any person who buys,
 1211 sells, or deals in three or more motor vehicles in any 12-month
 1212 period or who offers or displays for sale three or more motor
 1213 vehicles in any 12-month period shall be prima facie presumed to
 1214 be a motor vehicle dealer ~~engaged in such business.~~ Any motor
 1215 vehicle broker who possesses, stores, displays, provides test
 1216 drives, delivers, or takes ownership of any vehicles for the
 1217 purpose of selling, leasing, or exchanging such vehicles shall
 1218 be deemed to be a "motor vehicle dealer." The terms "selling"
 1219 and "sale" include lease-purchase transactions. A motor vehicle
 1220 dealer may, at retail or wholesale, sell a recreational vehicle
 1221 as described in s. 320.01(1)(b)1.-6. and 8., acquired in

1222 exchange for the sale of a motor vehicle, provided such
 1223 acquisition is incidental to the principal business of being a
 1224 motor vehicle dealer. However, a motor vehicle dealer may not
 1225 buy a recreational vehicle for the purpose of resale unless
 1226 licensed as a recreational vehicle dealer pursuant to s.
 1227 320.771. A motor vehicle dealer may apply for a certificate of
 1228 title to a motor vehicle required to be registered under s.
 1229 320.08(2)(b), (c), and (d), using a manufacturer's statement of
 1230 origin as permitted by s. 319.23(1), only if such dealer is
 1231 authorized by a franchised agreement as defined in s. 320.60(1),
 1232 to buy, sell, or deal in such vehicle and is authorized by such
 1233 agreement to perform delivery and preparation obligations and
 1234 warranty defect adjustments on the motor vehicle; provided this
 1235 limitation shall not apply to recreational vehicles, van
 1236 conversions, or any other motor vehicle manufactured on a truck
 1237 chassis. The transfer of a motor vehicle by a dealer not meeting
 1238 these qualifications shall be titled as a used vehicle. The
 1239 classifications of motor vehicle dealers are defined as follows:
 1240 1. "Franchised motor vehicle dealer" means any person who
 1241 engages in the business of repairing, servicing, buying,
 1242 selling, or dealing in motor vehicles pursuant to an agreement
 1243 as defined in s. 320.60(1).
 1244 2. "Independent motor vehicle dealer" means any person
 1245 other than a franchised or wholesale motor vehicle dealer who
 1246 engages in the business of buying, selling, or dealing in motor
 1247 vehicles, and who may service and repair motor vehicles.

1248 3. "Wholesale motor vehicle dealer" means any person who
 1249 engages exclusively in the business of buying, selling, or
 1250 dealing in motor vehicles at wholesale or with motor vehicle
 1251 auctions. Such person shall be licensed to do business in this
 1252 state, shall not sell or auction a vehicle to any person who is
 1253 not a licensed dealer, and shall not have the privilege of the
 1254 use of dealer license plates. Any person who buys, sells, or
 1255 deals in motor vehicles at wholesale or with motor vehicle
 1256 auctions on behalf of a licensed motor vehicle dealer and as a
 1257 bona fide employee of such licensed motor vehicle dealer is not
 1258 required to be licensed as a wholesale motor vehicle dealer. In
 1259 such cases it shall be prima facie presumed that a bona fide
 1260 employer-employee relationship exists. A wholesale motor vehicle
 1261 dealer shall be exempt from the display provisions of this
 1262 section but shall maintain an office wherein records are kept in
 1263 order that those records may be inspected.

1264 4. "Motor vehicle auction" means any person offering motor
 1265 vehicles or recreational vehicles for sale to the highest bidder
 1266 where buyers are licensed motor vehicle dealers. Such person
 1267 shall not sell a vehicle to anyone other than a licensed motor
 1268 vehicle dealer.

1269 5. "Salvage motor vehicle dealer" means any person who
 1270 engages in the business of acquiring salvaged or wrecked motor
 1271 vehicles for the purpose of reselling them and their parts.

1272
 1273 The term "motor vehicle dealer" does not include persons not

1274 engaged in the purchase or sale of motor vehicles as a business
 1275 who are disposing of vehicles acquired for their own use or for
 1276 use in their business or acquired by foreclosure or by operation
 1277 of law, provided such vehicles are acquired and sold in good
 1278 faith and not for the purpose of avoiding the provisions of this
 1279 law; persons engaged in the business of manufacturing, selling,
 1280 or offering or displaying for sale at wholesale or retail no
 1281 more than 25 trailers in a 12-month period; public officers
 1282 while performing their official duties; receivers; trustees,
 1283 administrators, executors, guardians, or other persons appointed
 1284 by, or acting under the judgment or order of, any court; banks,
 1285 finance companies, or other loan agencies that acquire motor
 1286 vehicles as an incident to their regular business; motor vehicle
 1287 brokers; and motor vehicle rental and leasing companies that
 1288 sell motor vehicles to motor vehicle dealers licensed under this
 1289 section. Vehicles owned under circumstances described in this
 1290 paragraph may be disposed of at retail, wholesale, or auction,
 1291 unless otherwise restricted. A manufacturer of fire trucks,
 1292 ambulances, or school buses may sell such vehicles directly to
 1293 governmental agencies or to persons who contract to perform or
 1294 provide firefighting, ambulance, or school transportation
 1295 services exclusively to governmental agencies without processing
 1296 such sales through dealers if such fire trucks, ambulances,
 1297 school buses, or similar vehicles are not presently available
 1298 through motor vehicle dealers licensed by the department.

1299 (d) "Motor vehicle broker" means any person engaged in the

1300 business of offering to procure or procuring motor vehicles for
 1301 the general public for compensation, or who holds himself or
 1302 herself out through solicitation, advertisement, or otherwise as
 1303 one who offers to procure or procures motor vehicles for the
 1304 general public, and who does not store, display, or take
 1305 ownership of any vehicles for the purpose of selling, leasing,
 1306 or exchanging such vehicles.

1307 (e) "Person" means any natural person, firm, partnership,
 1308 association, or corporation.

1309 (f) "Bona fide employee" means a person who is employed by
 1310 a licensed motor vehicle dealer and receives annually an
 1311 Internal Revenue Service Form W-2, or an independent contractor
 1312 who has a written contract with a licensed motor vehicle dealer
 1313 and receives annually an Internal Revenue Service Form 1099, for
 1314 the purpose of acting in the capacity of or conducting motor
 1315 vehicle sales transactions as a motor vehicle dealer.

1316 Section 23. Section 321.25, Florida Statutes, is amended
 1317 to read:

1318 321.25 Training provided at patrol schools; reimbursement
 1319 of tuition and other course expenses.-

1320 (1) The Department of Highway Safety and Motor Vehicles
 1321 may ~~is authorized to~~ provide for the training of law enforcement
 1322 officials and individuals in matters relating to the duties,
 1323 functions, and powers of the Florida Highway Patrol in the
 1324 schools established by the department for the training of
 1325 highway patrol candidates and officers. The Department of

1326 Highway Safety and Motor Vehicles may ~~is authorized to~~ charge a
 1327 fee for providing the training authorized by this section. The
 1328 fee shall be charged to persons attending the training. The fee
 1329 shall be based on the Department of Highway Safety and Motor
 1330 Vehicles' costs for providing the training, and such costs may
 1331 include, but are not limited to, tuition, lodging, and meals.
 1332 Revenues from the fees shall be used to offset the Department of
 1333 Highway Safety and Motor Vehicles' costs for providing the
 1334 training. The cost of training local enforcement officers shall
 1335 be paid for by their respective offices, counties, or
 1336 municipalities, as the case may be. Such cost shall be deemed a
 1337 proper county or municipal expense or a proper expenditure of
 1338 the office of sheriff.

1339 (2) Notwithstanding s. 943.16, a person who attends
 1340 training under subsection (1) at the expense of the Department
 1341 of Highway Safety and Motor Vehicles must remain in the
 1342 employment or appointment of the Florida Highway Patrol for at
 1343 least 3 years. Once employed, if the person fails to remain
 1344 employed by the Florida Highway Patrol for at least 3 years from
 1345 the first date of employment, the person must pay the cost of
 1346 tuition and other course expenses to the Department of Highway
 1347 Safety and Motor Vehicles. For purposes of this section, the
 1348 term "other course expenses" may include the cost of meals and
 1349 lodging.

1350 (3) The Department of Highway Safety and Motor Vehicles
 1351 may institute a civil action to collect the cost of tuition and

1352 other course expenses if it is not reimbursed pursuant to
 1353 subsection (2), provided that the Florida Highway Patrol gave
 1354 written notification to the person of the 3-year employment
 1355 commitment during the employment screening process and the
 1356 person returned signed acknowledgment of receipt of such
 1357 notification.

1358 (4) Notwithstanding any other provision of this section,
 1359 the Department of Highway Safety and Motor Vehicles may waive a
 1360 person's requirement of reimbursement in part or in full when
 1361 the person terminates employment due to hardship or extenuating
 1362 circumstances.

1363 Section 24. Subsection (4) of section 322.01, Florida
 1364 Statutes, is amended to read:

1365 322.01 Definitions.—As used in this chapter:

1366 (4) "Authorized emergency vehicle" means a vehicle that is
 1367 equipped with extraordinary audible and visual warning devices,
 1368 that is authorized by s. 316.2397 to display red, red and white,
 1369 or blue lights, and that is on call to respond to emergencies.
 1370 The term includes, but is not limited to, ambulances, law
 1371 enforcement vehicles, fire trucks, and other rescue vehicles.
 1372 The term does not include wreckers, utility trucks, or other
 1373 vehicles that are used only incidentally for emergency purposes.

1374 Section 25. Subsection (4) of section 322.03, Florida
 1375 Statutes, is amended to read:

1376 322.03 Drivers must be licensed; penalties.—

1377 (4) A person may not operate a motorcycle unless he or she

1378 holds a driver license that authorizes such operation, subject
 1379 to the appropriate restrictions and endorsements. A person may
 1380 operate an autocycle without a motorcycle endorsement.

1381 Section 26. Paragraph (e) of subsection (8) of section
 1382 322.051, Florida Statutes, is amended to read:

1383 322.051 Identification cards.—

1384 (8)

1385 (e)1. Upon request by a person who has posttraumatic
 1386 stress disorder, traumatic brain injury, or a developmental
 1387 disability, or by a parent or guardian of a child or ward who
 1388 has posttraumatic stress disorder, traumatic brain injury, or a
 1389 developmental disability, the department shall issue an
 1390 identification card exhibiting a capital "D" for the person,
 1391 child, or ward if the person or the parent or guardian of the
 1392 child or ward submits:

1393 a. Payment of an additional \$1 fee; and

1394 b. Proof acceptable to the department of a diagnosis by a
 1395 licensed physician of a developmental disability as defined in
 1396 s. 393.063, posttraumatic stress disorder, or traumatic brain
 1397 injury.

1398 2. The department shall deposit the additional \$1 fee into
 1399 the Agency for Persons with Disabilities Operations and
 1400 Maintenance Trust Fund under s. 20.1971(2).

1401 3. A replacement identification card that includes the
 1402 designation may be issued without payment of the fee required
 1403 under s. 322.21(1)(f).

1404 4. The department shall develop rules to facilitate the
 1405 issuance, requirements, and oversight of developmental
 1406 disability identification cards under this section.

1407 Section 27. Paragraph (m) of subsection (8) of section
 1408 322.08, Florida Statutes, is amended to read:

1409 322.08 Application for license; requirements for license
 1410 and identification card forms.—

1411 (8) The application form for an original, renewal, or
 1412 replacement driver license or identification card must include
 1413 language permitting the following:

1414 (m) A voluntary contribution of \$1 per applicant, which
 1415 shall be distributed to Preserve Vision ~~Prevent Blindness~~
 1416 Florida, a not-for-profit organization, to prevent blindness and
 1417 preserve the sight of the residents of this state.

1418
 1419 A statement providing an explanation of the purpose of the trust
 1420 funds shall also be included. For the purpose of applying the
 1421 service charge provided under s. 215.20, contributions received
 1422 under paragraphs (b)-(t) are not income of a revenue nature.

1423 Section 28. Subsection (5) of section 322.091, Florida
 1424 Statutes, is amended to read:

1425 322.091 Attendance requirements.—

1426 (5) REPORTING AND ACCOUNTABILITY.—The department shall
 1427 upon request report ~~quarterly~~ to each school district the legal
 1428 name, sex, date of birth, and social security number of each
 1429 student whose driving privileges have been suspended under this

1430 section.

1431 Section 29. Paragraph (c) is added to subsection (5) of
 1432 section 322.12, Florida Statutes, to read:

1433 322.12 Examination of applicants.—

1434 (5)

1435 (c) This subsection does not apply to the operation of an
 1436 autocycle.

1437 Section 30. Paragraph (d) is added to subsection (1) of
 1438 section 322.135, Florida Statutes, to read:

1439 322.135 Driver license agents.—

1440 (1) The department shall, upon application, authorize by
 1441 interagency agreement any or all of the tax collectors who are
 1442 constitutional officers under s. 1(d), Art. VIII of the State
 1443 Constitution in the several counties of the state, subject to
 1444 the requirements of law, in accordance with rules of the
 1445 department, to serve as its agent for the provision of specified
 1446 driver license services.

1447 (d) Each tax collector shall provide the same driver
 1448 license services in office to residents of other counties that
 1449 it provides for residents of its home county.

1450 Section 31. Section 322.161, Florida Statutes, is amended
 1451 to read:

1452 322.161 High-risk drivers; restricted licenses.—

1453 (1) This section may be cited as the "Brittany Baxter
 1454 Act."

1455 (2)~~(1)~~ (a) Notwithstanding any provision of law to the

1456 | contrary, the department shall restrict the driving privilege of
1457 | any Class E licensee who is age 15 through 17 and who has
1458 | accumulated six or more points pursuant to s. 318.14, excluding
1459 | parking violations, within a 15-month ~~12-month~~ period.

1460 | (b) Upon determination that any person has accumulated six
1461 | or more points, the department shall notify the licensee and
1462 | issue the licensee a restricted license for business purposes
1463 | only. The licensee must appear before the department within 10
1464 | days after notification to have this restriction applied. The
1465 | period of restriction shall be for at least ~~a period of no less~~
1466 | ~~than~~ 1 year beginning on the date it is applied by the
1467 | department. During the period of restriction, the licensee must
1468 | complete a 12-hour approved advanced driver improvement course
1469 | and receive 4 hours of behind-the-wheel training from a Florida
1470 | licensed commercial driving school. Successful completion of a
1471 | behind-the-wheel examination is required in order to receive
1472 | completion credit for the course.

1473 | (c) The restriction shall be automatically withdrawn by
1474 | the department after 1 year if the licensee has completed such
1475 | driver improvement course approved by the department and does
1476 | not accumulate any additional points. If the licensee has not
1477 | completed the course requirement, the period of restriction
1478 | shall be extended until such time as the licensee completes the
1479 | course requirement. If the licensee accumulates any additional
1480 | points, then the period of restriction shall be extended 90 days
1481 | for each point. The restriction shall also be automatically

1482 withdrawn upon the licensee's 18th birthday if no other grounds
 1483 for restriction exist. The licensee must appear before the
 1484 department to have the restriction removed and a duplicate
 1485 license issued.

1486 (3)~~(2)~~ Any action taken by the department pursuant to this
 1487 section shall not be subject to any formal or informal
 1488 administrative hearing or similar administrative procedure.

1489 Section 32. Subsection (1) of section 322.12, Florida
 1490 Statutes, is amended to read:

1491 322.12 Examination of applicants.—

1492 (1) It is the intent of the Legislature that every
 1493 applicant for an original driver license in this state be
 1494 required to pass an examination pursuant to this section.
 1495 However, the department may waive the knowledge, endorsement,
 1496 and skills tests for an applicant who is otherwise qualified and
 1497 who surrenders a valid driver license from another state or a
 1498 province of Canada, or a valid driver license issued by the
 1499 United States Armed Forces, if the driver applies for a Florida
 1500 license of an equal or lesser classification. An ~~Any~~ applicant
 1501 who fails to pass the initial knowledge test incurs a \$10 fee
 1502 for each subsequent test, to be deposited into the Highway
 1503 Safety Operating Trust Fund, except that if a subsequent test is
 1504 administered by the tax collector, the tax collector shall retain
 1505 such \$10 fee, less the General Revenue Service Charge set forth
 1506 in s. 215.20(1). Any applicant who fails to pass the initial
 1507 skills test incurs a \$20 fee for each subsequent test, to be

1508 deposited into the Highway Safety Operating Trust Fund, except
 1509 that if a subsequent test is administered by the tax collector,
 1510 the tax collector shall retain such \$20 fee, less the General
 1511 Revenue Service Charge set forth in s. 215.20(1). A person who
 1512 seeks to retain a hazardous-materials endorsement, pursuant to
 1513 s. 322.57(1)(e), must pass the hazardous-materials test, upon
 1514 surrendering his or her commercial driver license, if the person
 1515 has not taken and passed the hazardous-materials test within 2
 1516 years before applying for a commercial driver license in this
 1517 state.

1518 Section 33. Paragraph (b) of subsection (1) of section
 1519 322.17, Florida Statutes, is amended to read:

1520 322.17 Replacement licenses, identification cards, and
 1521 permits.—

1522 (1)

1523 (b) In the event that an instruction permit, ~~or~~ driver
 1524 license, or identification card issued under ~~the provisions of~~
 1525 this chapter is stolen, the person to whom the same was issued
 1526 may, at no charge, obtain a replacement upon furnishing proof
 1527 satisfactory to the department that such permit, ~~or~~ license, or
 1528 identification card was stolen and further furnishing the
 1529 person's full name, date of birth, sex, residence and mailing
 1530 address, proof of birth satisfactory to the department, and
 1531 proof of identity satisfactory to the department.

1532 Section 34. Paragraphs (e) and (i) of subsection (1) and
 1533 subsection (8) of section 322.21, Florida Statutes, are amended,

1534 and subsection (10) is added to that section, to read:

1535 322.21 License fees; procedure for handling and collecting
1536 fees.—

1537 (1) Except as otherwise provided herein, the fee for:

1538 (e) A replacement driver license issued pursuant to s.

1539 322.17 is \$25. Of this amount, \$7 shall be deposited into the

1540 Highway Safety Operating Trust Fund and \$18 shall be deposited

1541 into the General Revenue Fund. ~~Beginning July 1, 2015, or upon~~

1542 ~~completion of the transition of driver license issuance~~

1543 ~~services,~~ If the replacement driver license is issued by the tax

1544 collector, the tax collector shall retain the \$7 that would

1545 otherwise be deposited into the Highway Safety Operating Trust

1546 Fund and the remaining revenues shall be deposited into the

1547 General Revenue Fund.

1548 ~~(i) The specialty driver license or identification card~~

1549 ~~issued pursuant to s. 322.1415 is \$25, which is in addition to~~

1550 ~~other fees required in this section. The fee shall be~~

1551 ~~distributed as follows:~~

1552 ~~1. Fifty percent shall be distributed as provided in s.~~

1553 ~~320.08058 to the appropriate state or independent university,~~

1554 ~~professional sports team, or branch of the United States Armed~~

1555 ~~Forces.~~

1556 ~~2. Fifty percent shall be distributed to the department~~

1557 ~~for costs directly related to the specialty driver license and~~

1558 ~~identification card program and to defray the costs associated~~

1559 ~~with production enhancements and distribution.~~

1560 (8) ~~A Any~~ person who applies for reinstatement following
 1561 the suspension or revocation of the person's driver license must
 1562 pay a service fee of \$45 following a suspension, and \$75
 1563 following a revocation, which is in addition to the fee for a
 1564 license. ~~A Any~~ person who applies for reinstatement of a
 1565 commercial driver license following the disqualification of the
 1566 person's privilege to operate a commercial motor vehicle shall
 1567 pay a service fee of \$75, which is in addition to the fee for a
 1568 license. The department shall collect all of these fees at the
 1569 time of reinstatement. The department shall issue proper
 1570 receipts for such fees and shall promptly transmit all funds
 1571 received by it as follows:

1572 (a) Of the \$45 fee received from a licensee for
 1573 reinstatement following a suspension:

1574 1. If the reinstatement is processed by the department,
 1575 the department shall deposit \$15 in the General Revenue Fund and
 1576 \$30 in the Highway Safety Operating Trust Fund.

1577 2. If the reinstatement is processed by the tax collector,
 1578 \$15, less the General Revenue Service Charge set forth in s.
 1579 215.20(1), shall be retained by the tax collector, \$15 shall be
 1580 deposited into the Highway Safety Operating Trust Fund, and \$15
 1581 shall be deposited into the General Revenue Fund.

1582 (b) Of the \$75 fee received from a licensee for
 1583 reinstatement following a revocation or disqualification:

1584 1. If the reinstatement is processed by the department,
 1585 the department shall deposit \$35 in the General Revenue Fund and

1586 \$40 in the Highway Safety Operating Trust Fund.

1587 2. If the reinstatement is processed by the tax collector,
 1588 \$20, less the General Revenue Service Charge set forth in s.
 1589 215.20(1), shall be retained by the tax collector, \$20 shall be
 1590 deposited into the Highway Safety Operating Trust Fund, and \$35
 1591 shall be deposited into the General Revenue Fund.

1592
 1593 If the revocation or suspension of the driver license was for a
 1594 violation of s. 316.193, or for refusal to submit to a lawful
 1595 breath, blood, or urine test, an additional fee of \$130 must be
 1596 charged. However, only one \$130 fee may be collected from one
 1597 person convicted of violations arising out of the same incident.
 1598 The department shall collect the \$130 fee and deposit the fee
 1599 into the Highway Safety Operating Trust Fund at the time of
 1600 reinstatement of the person's driver license, but the fee may
 1601 not be collected if the suspension or revocation is overturned.
 1602 If the revocation or suspension of the driver license was for a
 1603 conviction for a violation of s. 817.234(8) or (9) or s.
 1604 817.505, an additional fee of \$180 is imposed for each offense.
 1605 The department shall collect and deposit the additional fee into
 1606 the Highway Safety Operating Trust Fund at the time of
 1607 reinstatement of the person's driver license.

1608 (10) An applicant who submits an application for a renewal
 1609 or replacement driver license or identification card to the
 1610 department using a convenience service shall be provided with an
 1611 option for expedited shipping whereby the department, at the

1612 applicant's request, shall issue the license or identification
1613 card within 5 working days after receipt of the application and
1614 send the license or identification card using an expedited mail
1615 service. A fee shall be charged for the expedited mail option,
1616 not to exceed the cost of the expedited mail service, which is
1617 in addition to fees imposed by s. 322.051 or this section, or
1618 for the convenience service. Fees collected for the expedited
1619 shipping option shall be deposited into the Highway Safety
1620 Operating Trust Fund.

1621 Section 35. Subsection (1) of section 322.61, Florida
1622 Statutes, is amended, and subsection (2) of that section is
1623 reenacted, to read:

1624 322.61 Disqualification from operating a commercial motor
1625 vehicle.—

1626 (1) A person who, for offenses occurring within a 3-year
1627 period, is convicted of two of the following serious traffic
1628 violations, or any combination thereof, arising in separate
1629 incidents committed in a commercial motor vehicle shall, in
1630 addition to any other applicable penalties, be disqualified from
1631 operating a commercial motor vehicle for a period of 60 days. A
1632 holder of a commercial driver license or commercial learner's
1633 permit who, for offenses occurring within a 3-year period, is
1634 convicted of two of the following serious traffic violations, or
1635 any combination thereof, arising in separate incidents committed
1636 in a noncommercial motor vehicle shall, in addition to any other
1637 applicable penalties, be disqualified from operating a

1638 commercial motor vehicle for a period of 60 days if such
 1639 convictions result in the suspension, revocation, or
 1640 cancellation of the licenseholder's driving privilege:

1641 (a) A violation of any state or local law relating to
 1642 motor vehicle traffic control, other than a parking violation,
 1643 arising in connection with a crash resulting in death;

1644 (b) Reckless driving, as defined in s. 316.192;

1645 (c) Unlawful speed of 15 miles per hour or more above the
 1646 posted speed limit;

1647 (d) Improper lane change, as defined in s. 316.085;

1648 (e) Following too closely, as defined in s. 316.0895;

1649 (f) Texting while driving a commercial motor vehicle, as
 1650 prohibited by 49 C.F.R. s. 392.80;

1651 (g) Using a handheld mobile telephone while driving a
 1652 commercial motor vehicle, as prohibited by 49 C.F.R. s. 392.82;

1653 (h) ~~(f)~~ Driving a commercial vehicle without obtaining a
 1654 commercial driver license;

1655 (i) ~~(g)~~ Driving a commercial vehicle without the proper
 1656 class of commercial driver license or commercial learner's
 1657 permit or without the proper endorsement; or

1658 (j) ~~(h)~~ Driving a commercial vehicle without a commercial
 1659 driver license or commercial learner's permit in possession, as
 1660 required by s. 322.03.

1661 (2) (a) Any person who, for offenses occurring within a 3-
 1662 year period, is convicted of three serious traffic violations
 1663 specified in subsection (1) or any combination thereof, arising

1664 in separate incidents committed in a commercial motor vehicle
 1665 shall, in addition to any other applicable penalties, including
 1666 but not limited to the penalty provided in subsection (1), be
 1667 disqualified from operating a commercial motor vehicle for a
 1668 period of 120 days.

1669 (b) A holder of a commercial driver license or commercial
 1670 learner's permit who, for offenses occurring within a 3-year
 1671 period, is convicted of three serious traffic violations
 1672 specified in subsection (1) or any combination thereof arising
 1673 in separate incidents committed in a noncommercial motor vehicle
 1674 shall, in addition to any other applicable penalties, including,
 1675 but not limited to, the penalty provided in subsection (1), be
 1676 disqualified from operating a commercial motor vehicle for a
 1677 period of 120 days if such convictions result in the suspension,
 1678 revocation, or cancellation of the licenseholder's driving
 1679 privilege.

1680 Section 36. Paragraph (a) of subsection (2) of section
 1681 715.07, Florida Statutes, is amended to read:

1682 715.07 Vehicles or vessels parked on private property;
 1683 towing.—

1684 (2) The owner or lessee of real property, or any person
 1685 authorized by the owner or lessee, which person may be the
 1686 designated representative of the condominium association if the
 1687 real property is a condominium, may cause any vehicle or vessel
 1688 parked on such property without her or his permission to be
 1689 removed by a person regularly engaged in the business of towing

1690 vehicles or vessels, without liability for the costs of removal,
 1691 transportation, or storage or damages caused by such removal,
 1692 transportation, or storage, under any of the following
 1693 circumstances:

1694 (a) The towing or removal of any vehicle or vessel from
 1695 private property without the consent of the registered owner or
 1696 other legally authorized person in control of that vehicle or
 1697 vessel is subject to strict compliance with the following
 1698 conditions and restrictions:

1699 1.a. Any towed or removed vehicle or vessel must be stored
 1700 at a site within a 10-mile radius of the point of removal in any
 1701 county of 500,000 population or more, and within a 15-mile
 1702 radius of the point of removal in any county of less than
 1703 500,000 population. That site must be open for the purpose of
 1704 redemption of vehicles on any day that the person or firm towing
 1705 such vehicle or vessel is open for towing purposes, from 8:00
 1706 a.m. to 6:00 p.m., and, when closed, shall have prominently
 1707 posted a sign indicating a telephone number where the operator
 1708 of the site can be reached at all times. Upon receipt of a
 1709 telephoned request to open the site to redeem a vehicle or
 1710 vessel, the operator shall return to the site within 1 hour or
 1711 she or he will be in violation of this section.

1712 b. If no towing business providing such service is located
 1713 within the area of towing limitations set forth in sub-
 1714 subparagraph a., the following limitations apply: any towed or
 1715 removed vehicle or vessel must be stored at a site within a 20-

1716 | mile radius of the point of removal in any county of 500,000
 1717 | population or more, and within a 30-mile radius of the point of
 1718 | removal in any county of less than 500,000 population.

1719 | 2. The person or firm towing or removing the vehicle or
 1720 | vessel shall, within 30 minutes after completion of such towing
 1721 | or removal, notify the municipal police department or, in an
 1722 | unincorporated area, the sheriff, of such towing or removal, the
 1723 | storage site, the time the vehicle or vessel was towed or
 1724 | removed, and the make, model, color, and license plate number of
 1725 | the vehicle or description and registration number of the vessel
 1726 | and shall obtain the name of the person at that department to
 1727 | whom such information was reported and note that name on the
 1728 | trip record.

1729 | 3. A person in the process of towing or removing a vehicle
 1730 | or vessel from the premises or parking lot in which the vehicle
 1731 | or vessel is not lawfully parked must stop when a person seeks
 1732 | the return of the vehicle or vessel. The vehicle or vessel must
 1733 | be returned upon the payment of a reasonable service fee of not
 1734 | more than one-half of the posted rate for the towing or removal
 1735 | service as provided in subparagraph 6. The vehicle or vessel may
 1736 | be towed or removed if, after a reasonable opportunity, the
 1737 | owner or legally authorized person in control of the vehicle or
 1738 | vessel is unable to pay the service fee. If the vehicle or
 1739 | vessel is redeemed, a detailed signed receipt must be given to
 1740 | the person redeeming the vehicle or vessel.

1741 | 4. A person may not pay or accept money or other valuable

1742 consideration for the privilege of towing or removing vehicles
1743 or vessels from a particular location.

1744 5. Except for property appurtenant to and obviously a part
1745 of a single-family residence, and except for instances when
1746 notice is personally given to the owner or other legally
1747 authorized person in control of the vehicle or vessel that the
1748 area in which that vehicle or vessel is parked is reserved or
1749 otherwise unavailable for unauthorized vehicles or vessels and
1750 that the vehicle or vessel is subject to being removed at the
1751 owner's or operator's expense, any property owner or lessee, or
1752 person authorized by the property owner or lessee, prior to
1753 towing or removing any vehicle or vessel from private property
1754 without the consent of the owner or other legally authorized
1755 person in control of that vehicle or vessel, must post a notice
1756 meeting the following requirements:

1757 a. The notice must be prominently placed at each driveway
1758 access or curb cut allowing vehicular access to the property,
1759 within 5 feet from the public right-of-way line. If there are no
1760 curbs or access barriers, the signs must be posted not less than
1761 one sign for each 25 feet of lot frontage.

1762 b. The notice must clearly indicate, in not less than 2-
1763 inch high, light-reflective letters on a contrasting background,
1764 that unauthorized vehicles will be towed away at the owner's
1765 expense. The words "tow-away zone" must be included on the sign
1766 in not less than 4-inch high letters.

1767 c. The notice must also provide the name and current

1768 telephone number of the person or firm towing or removing the
 1769 vehicles or vessels.

1770 d. The sign structure containing the required notices must
 1771 be permanently installed with the words "tow-away zone" not less
 1772 than 3 feet and not more than 6 feet above ground level and must
 1773 be continuously maintained on the property for not less than 24
 1774 hours prior to the towing or removal of any vehicles or vessels.

1775 e. The local government may require permitting and
 1776 inspection of these signs prior to any towing or removal of
 1777 vehicles or vessels being authorized.

1778 f. A business with 20 or fewer parking spaces satisfies
 1779 the notice requirements of this subparagraph by prominently
 1780 displaying a sign stating "Reserved Parking for Customers Only
 1781 Unauthorized Vehicles or Vessels Will be Towed Away At the
 1782 Owner's Expense" in not less than 4-inch high, light-reflective
 1783 letters on a contrasting background.

1784 g. A property owner towing or removing vessels from real
 1785 property must post notice, consistent with the requirements in
 1786 sub-subparagraphs a.-f., which apply to vehicles, that
 1787 unauthorized vehicles or vessels will be towed away at the
 1788 owner's expense.

1789
 1790 A business owner or lessee may authorize the removal of a
 1791 vehicle or vessel by a towing company when the vehicle or vessel
 1792 is parked in such a manner that restricts the normal operation
 1793 of business; and if a vehicle or vessel parked on a public

1794 right-of-way obstructs access to a private driveway the owner,
 1795 lessee, or agent may have the vehicle or vessel removed by a
 1796 towing company upon signing an order that the vehicle or vessel
 1797 be removed without a posted tow-away zone sign.

1798 6. Any person or firm that tows or removes vehicles or
 1799 vessels and proposes to require an owner, operator, or person in
 1800 control of a vehicle or vessel to pay the costs of towing and
 1801 storage prior to redemption of the vehicle or vessel must file
 1802 and keep on record with the local law enforcement agency a
 1803 complete copy of the current rates to be charged for such
 1804 services and post at the storage site an identical rate schedule
 1805 and any written contracts with property owners, lessees, or
 1806 persons in control of property which authorize such person or
 1807 firm to remove vehicles or vessels as provided in this section.

1808 7. Any person or firm towing or removing any vehicles or
 1809 vessels from private property without the consent of the owner
 1810 or other legally authorized person in control of the vehicles or
 1811 vessels shall, on any trucks, wreckers as defined in s.
 1812 713.78(1)(c), or other vehicles used in the towing or removal,
 1813 have the name, address, and telephone number of the company
 1814 performing such service clearly printed in contrasting colors on
 1815 the driver and passenger sides of the vehicle. The name shall be
 1816 in at least 3-inch permanently affixed letters, and the address
 1817 and telephone number shall be in at least 1-inch permanently
 1818 affixed letters.

1819 8. Vehicle entry for the purpose of removing the vehicle

1820 or vessel shall be allowed with reasonable care on the part of
 1821 the person or firm towing the vehicle or vessel. Such person or
 1822 firm shall be liable for any damage occasioned to the vehicle or
 1823 vessel if such entry is not in accordance with the standard of
 1824 reasonable care.

1825 9. When a vehicle or vessel has been towed or removed
 1826 pursuant to this section, it must be released to its owner or
 1827 person in custody or control of the vehicle or vessel, which
 1828 includes, but is not limited to, a person in possession of the
 1829 keys or person in possession of a signed letter from the owner,
 1830 custodian within one hour after requested. The release of the
 1831 vehicle does not require an original signed letter. Faxes,
 1832 emails, or other electronic transmissions must be accepted as
 1833 forms of authorization to release a vehicle or vessel. Proof of
 1834 ownership is not required as a means to release a vehicle or
 1835 vessel. Any vehicle or vessel owner or person in custody or
 1836 control ~~or agent~~ shall have the right to inspect the vehicle or
 1837 vessel before accepting its return, and no release or waiver of
 1838 any kind which would release the person or firm towing the
 1839 vehicle or vessel from liability for damages noted by the owner
 1840 or other legally authorized person at the time of the redemption
 1841 may be required from any vehicle or vessel owner, ~~custodian,~~ or
 1842 person in custody or control ~~agent as a condition~~ of release of
 1843 the vehicle or vessel to its owner or person in custody or
 1844 control requesting the release. A detailed, signed receipt
 1845 showing the legal name of the company or person towing or

1846 removing the vehicle or vessel must be given to the person
 1847 paying towing or storage charges at the time of payment, whether
 1848 requested or not.

1849 Section 37. The amendment made by this act to s. 318.18,
 1850 Florida Statutes, shall apply upon the creation of a new
 1851 inventory of uniform traffic citation forms.

1852 Section 38. Paragraph (c) of subsection (1) of section
 1853 212.05, Florida Statutes, is amended to read:

1854 212.05 Sales, storage, use tax.—It is hereby declared to
 1855 be the legislative intent that every person is exercising a
 1856 taxable privilege who engages in the business of selling
 1857 tangible personal property at retail in this state, including
 1858 the business of making mail order sales, or who rents or
 1859 furnishes any of the things or services taxable under this
 1860 chapter, or who stores for use or consumption in this state any
 1861 item or article of tangible personal property as defined herein
 1862 and who leases or rents such property within the state.

1863 (1) For the exercise of such privilege, a tax is levied on
 1864 each taxable transaction or incident, which tax is due and
 1865 payable as follows:

1866 (c) At the rate of 6 percent of the gross proceeds derived
 1867 from the lease or rental of tangible personal property, as
 1868 defined herein; however, the following special provisions apply
 1869 to the lease or rental of motor vehicles:

1870 1. When a motor vehicle is leased or rented for a period
 1871 of less than 12 months:

1872 a. If the motor vehicle is rented in Florida, the entire
 1873 amount of such rental is taxable, even if the vehicle is dropped
 1874 off in another state.

1875 b. If the motor vehicle is rented in another state and
 1876 dropped off in Florida, the rental is exempt from Florida tax.

1877 2. Except as provided in subparagraph 3., for the lease or
 1878 rental of a motor vehicle for a period of not less than 12
 1879 months, sales tax is due on the lease or rental payments if the
 1880 vehicle is registered in this state; provided, however, that no
 1881 tax shall be due if the taxpayer documents use of the motor
 1882 vehicle outside this state and tax is being paid on the lease or
 1883 rental payments in another state.

1884 3. The tax imposed by this chapter does not apply to the
 1885 lease or rental of a commercial motor vehicle as defined in s.
 1886 316.003(13) (a) ~~316.003(12) (a)~~ to one lessee or rentee for a
 1887 period of not less than 12 months when tax was paid on the
 1888 purchase price of such vehicle by the lessor. To the extent tax
 1889 was paid with respect to the purchase of such vehicle in another
 1890 state, territory of the United States, or the District of
 1891 Columbia, the Florida tax payable shall be reduced in accordance
 1892 with the provisions of s. 212.06(7). This subparagraph shall
 1893 only be available when the lease or rental of such property is
 1894 an established business or part of an established business or
 1895 the same is incidental or germane to such business.

1896 Section 39. Subsections (1) and (3) of section 316.303,
 1897 Florida Statutes, are amended to read:

1898 316.303 Television receivers.—

1899 (1) No motor vehicle may be operated on the highways of
 1900 this state if the vehicle is actively displaying moving
 1901 television broadcast or pre-recorded video entertainment content
 1902 that is visible from the driver's seat while the vehicle is in
 1903 motion, unless the vehicle is equipped with autonomous
 1904 technology, as defined in s. 316.003(3) ~~316.003(2)~~, and is being
 1905 operated in autonomous mode, as provided in s. 316.85(2).

1906 (3) This section does not prohibit the use of an
 1907 electronic display used in conjunction with a vehicle navigation
 1908 system; an electronic display used by an operator of a vehicle
 1909 equipped with autonomous technology, as defined in s. 316.003(3)
 1910 ~~316.003~~; or an electronic display used by an operator of a
 1911 vehicle equipped and operating with driver-assistive truck
 1912 platooning technology, as defined in s. 316.003.

1913 Section 40. Paragraph (b) of subsection (2) of section
 1914 316.545, Florida Statutes, is amended to read:

1915 316.545 Weight and load unlawful; special fuel and motor
 1916 fuel tax enforcement; inspection; penalty; review.—

1917 (2)

1918 (b) The officer or inspector shall inspect the license
 1919 plate or registration certificate of the commercial vehicle to
 1920 determine whether its gross weight is in compliance with the
 1921 declared gross vehicle weight. If its gross weight exceeds the
 1922 declared weight, the penalty shall be 5 cents per pound on the
 1923 difference between such weights. In those cases when the

1924 commercial vehicle is being operated over the highways of the
 1925 state with an expired registration or with no registration from
 1926 this or any other jurisdiction or is not registered under the
 1927 applicable provisions of chapter 320, the penalty herein shall
 1928 apply on the basis of 5 cents per pound on that scaled weight
 1929 which exceeds 35,000 pounds on laden truck tractor-semitrailer
 1930 combinations or tandem trailer truck combinations, 10,000 pounds
 1931 on laden straight trucks or straight truck-trailer combinations,
 1932 or 10,000 pounds on any unladen commercial motor vehicle. A
 1933 driver of a commercial motor vehicle entering the state at a
 1934 designated port-of-entry location, as defined in s. 316.003
 1935 ~~316.003(54)~~, or operating on designated routes to a port-of-
 1936 entry location, who obtains a temporary registration permit
 1937 shall be assessed a penalty limited to the difference between
 1938 its gross weight and the declared gross vehicle weight at 5
 1939 cents per pound. If the license plate or registration has not
 1940 been expired for more than 90 days, the penalty imposed under
 1941 this paragraph may not exceed \$1,000. In the case of special
 1942 mobile equipment, which qualifies for the license tax provided
 1943 for in s. 320.08(5)(b), being operated on the highways of the
 1944 state with an expired registration or otherwise not properly
 1945 registered under the applicable provisions of chapter 320, a
 1946 penalty of \$75 shall apply in addition to any other penalty
 1947 which may apply in accordance with this chapter. A vehicle found
 1948 in violation of this section may be detained until the owner or
 1949 operator produces evidence that the vehicle has been properly

1950 registered. Any costs incurred by the retention of the vehicle
 1951 shall be the sole responsibility of the owner. A person who has
 1952 been assessed a penalty pursuant to this paragraph for failure
 1953 to have a valid vehicle registration certificate pursuant to the
 1954 provisions of chapter 320 is not subject to the delinquent fee
 1955 authorized in s. 320.07 if such person obtains a valid
 1956 registration certificate within 10 working days after such
 1957 penalty was assessed.

1958 Section 41. Paragraph (a) of subsection (2) of section
 1959 316.613, Florida Statutes, is amended to read:

1960 316.613 Child restraint requirements.—

1961 (2) As used in this section, the term "motor vehicle"
 1962 means a motor vehicle as defined in s. 316.003 that is operated
 1963 on the roadways, streets, and highways of the state. The term
 1964 does not include:

1965 (a) A school bus as defined in s. 316.003 ~~316.003(68)~~.

1966 Section 42. Subsection (1) of section 655.960, Florida
 1967 Statutes, is amended to read:

1968 655.960 Definitions; ss. 655.960-655.965.—As used in this
 1969 section and ss. 655.961-655.965, unless the context otherwise
 1970 requires:

1971 (1) "Access area" means any paved walkway or sidewalk
 1972 which is within 50 feet of any automated teller machine. The
 1973 term does not include any street or highway open to the use of
 1974 the public, as defined in s. 316.003(78)(a) ~~316.003(77)(a)~~ or
 1975 (b), including any adjacent sidewalk, as defined in s. 316.003.

1976 | Section 43. Except as otherwise expressly provided in this
1977 | act, this act shall take effect October 1, 2017.